

## **Data protection information for business partners and external employees<sup>1</sup>**

Transparency and trustworthy handling of your personal data is an important basis for good cooperation. We therefore inform you about how we process your personal data in accordance with the international statutory data protection regulations, in particular the General Data Protection Regulation (GDPR), and national data protection provisions,

- if your employer or client is our contractual partner or is in the process of initiating business with us, or
- if you yourself as a natural person are our contractual partner or are in the process of initiating business with us, e. g. as a sole trader.

### **1. Controller and Data Protection Officer**

The Controller responsible for the processing of your personal data is in principle, your contractual partner or the contractual partner of your employer or client that you are carrying the work out for.

With regards to supplier lifecycle management,<sup>2</sup> however, the

RWE Aktiengesellschaft  
RWE Platz 1  
45141 Essen  
Essen, Germany  
T +49 (0) 201 5179 0  
[e-mail to RWE Aktiengesellschaft](#)

together with the other Group companies affiliated pursuant to Sections 15 et seqq. of the German Stock Corporation Act ("Aktiengesetz") are joint controllers for the processing of your personal data. As a central point of contact in relation to the processing of personal data as a supplier (e.g. for questions regarding the administration of your supplier account in the supplier portal, exercising your rights as a data subject in connection with the use of the supplier portal), please contact

RWE Offshore Wind GmbH  
RWE Platz 4  
45141 Essen  
Essen, Germany  
T +49 (0) 201 5179 0  
[e-mail to RWE Offshore Wind GmbH.](#)

You can also assert your rights in relation to processing under joint control against another jointly responsible Group company. If you contact us, we will coordinate with the relevant Group companies in order to answer your enquiry and guarantee your rights as a data subject.

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<sup>1</sup> This includes suppliers, subcontractors, clients, project partners and other partners in business and commercial transactions who are natural persons as sole proprietors, their representatives and contact persons as well as representatives and contact persons of suppliers, subcontractors, clients, project partners and other partners in business and commercial transactions that are legal entities.

<sup>2</sup> This is the process from supplier onboarding (including supplier identification and prequalification) to supplier offboarding.

## **You can also reach our Data Protection Officers**

For Germany at  
RWE Aktiengesellschaft  
Data Protection Officer  
RWE Platz 6  
45141 Essen, Germany  
e-mail: [dataprotection@rwe.com](mailto:dataprotection@rwe.com)

For the Netherlands and Belgium at  
RWE Generation NL B.V.  
Amerweg 1  
Geertruidenberg 4931 NC, Netherlands  
e-mail: [dpo-benelux@rwe.com](mailto:dpo-benelux@rwe.com)

For Sweden, Denmark, Norway, and Finland at  
RWE Renewables Sweden AB  
Pildammsvägen 6 B  
Malmö 21146, Sweden  
e-mail: [dpo-north-europe@rwe.com](mailto:dpo-north-europe@rwe.com)

For Greece at  
RWE Renouvelables France SAS  
50-62 rue Madame de Sanzillion  
Clichy 92110, France  
e-mail: [dpo-south-europe@rwe.com](mailto:dpo-south-europe@rwe.com)

For further countries, where RWE is established, please see the respective Data Protection Information regarding those countries.

## **2. Which of your personal data do we process?**

We process the following personal data (depending in part on whether you yourself are a contractual partner or an employee of a contractual partner):

Name, contact details, address data, identification data, date of birth, function, place of work, bank details, information on credit ratings, billing information and payment records including credit granted, contract data including working modalities, conditions, bonus agreements, assessment of contractual performance, communication data, certificates and permits, vehicle license plate number, image and video data, physical access and exit data, skills certificates, work experience and other CV data, insurance data, HSE and other training received, details of profession, qualifications, passwords, login and logfiles and data on security and HSE incidents, and where required, family or household members, marriage or partnerships, political affiliations, data relating to criminal convictions.

With regard to the processing of your personal data in the context of video surveillance, we refer you to the respective information signs and the data protection information linked therein.

## **3. What are the sources of the personal data?**

We process personal data that we have received from you or your employer or client as part of the business relationship or its initiation. We may also receive your personal data from other RWE affiliates or third parties. If we conclude the contract with you ourselves, we may receive personal data about you that is published in credit reports or publicly accessible sources (e.g. insolvency notices, commercial registers).

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

### *a. Data processing for the performance of the contract*

The data processing essentially serves to carry out pre-contractual measures or to conclude and fulfil a contract between us and the contractual partner for whom you may be working.

### *b. Data processing for the fulfilment of legal obligations*

We also process your personal data to fulfil legal obligations according to international and local laws and regulations in countries where affiliates of RWE Group do business insofar as this is necessary (e.g. sanctions list check in accordance with the Foreign Trade and Payments Act, reliability check in accordance with the Atomic Energy Act).

### *c. Data processing to protect the legitimate interests of the controller*

In certain cases, we process your personal data to protect legitimate interests of RWE or third parties, unless your interests or fundamental rights and freedoms, which require protection of personal data, take precedence:

- Investigation and enforcement of claims or defense against claims in connection with the contract,
- in the context of access control – including billing-related reasons in the execution of the contract - to safeguard domiciliary rights and building security,
- Preventing fraud or criminal offences and protecting our IT systems, assets and workplaces, monitoring insolvency proceedings,
- Credit reports on contractual partners,
- Evaluation of the service provided by the contractor for possible re-commissioning,
- Implementation of compliance measures.

### *d. Consent to data processing*

If you give us your consent to process personal data for specific purposes (e.g. evaluation for marketing purposes or advertising by e-mail, in particular sending information in the form of analyses, current topics of the energy market, etc. or sending invitations to trade fairs and customer events), the lawfulness of this processing is based on your consent. Any consent given can be withdrawn at any time with effect for the future (see [section 9](#)).

## **5. Who will receive your personal data?**

In certain cases, the personal data may be transferred within RWE Group to other affiliates because these companies perform elements of services within the Group for all or some RWE affiliates.

Under certain circumstances, the personal data may also be transferred to carefully selected, commissioned external service providers that need this personal data to carry out or fulfil the above-mentioned purposes. We have appropriate contracts in place with those recipients, where necessary. In this way, we ensure that the service providers processing personal data on behalf of RWE only process your personal data in accordance with the applicable data protection laws, hold the personal data securely, and retain it only for the required period of time.

Otherwise, personal 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, recipients of your personal data fall into in the following categories:

- Affiliates of RWE Group
- External auditors
- Public bodies and institutions (e.g. public prosecutor's office, police, supervisory authorities, tax office) if there is a legal or official obligation,
- Recipients to whom the disclosure is directly necessary for the establishment or fulfilment of the contract, such as external accounting, IT or other external service providers.

## **6. Is your personal data transferred to countries outside the European Union and the European Economic Area (so-called "third countries")?**

Individual services and performances are carried out by carefully selected and commissioned service providers based outside the European Union and the European Economic Area (so-called "third country"), e.g. IT service providers. If these service providers need to access personal data in the course of providing the service, this third country transfer is always carried out in accordance with Chapter V of the GDPR and, any other respective applicable data protection laws. In the absence of an adequacy decision by the European Commission pursuant to Art. 45 GDPR, we provide appropriate safeguards to ensure an adequate level of data protection. As a standard procedure, we conclude 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 corresponding sample agreements at any time. You can contact us using the contact details provided in [section 1](#).

## **7. How long will your personal data be stored?**

The personal data is generally deleted as soon as it is no longer required to fulfil the purpose for which it was collected. Statutory retention obligations or legitimate interests (e.g. assertion, exercise or defense of legal claims) are taken into account in the context of erasure.

## **8. Is there an obligation to provide your personal data?**

The provision of personal data is required for contractual reasons or for the conclusion or fulfilment of a contract. If you do not provide the personal data, it is generally not possible to fulfil the contract properly.

## **9. What data subject rights do you have?**

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

- the right to receive information about the data processing and a copy of your personal data that we process,
- the right to have your inaccurate personal data rectified,
- the right to have your personal data erased, provided there is no legal reason for further storage,
- the right to demand restriction of processing,
- the right to data portability with regard to all personal data that you have provided to us, and
- the right to object to data processing based on the 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 provided in [section 1](#).

If you have given us separate consent to process your personal data, you can withdraw this consent at any time. The legality of the processing of your personal data up to the time of withdrawal remains unaffected by a withdrawal.

Automated decision-making, including profiling, does not take place.

## **10. Right to lodge a complaint**

Without prejudice to any other legal remedy, you have the right to lodge a complaint with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement. An overview of the data protection supervisory authorities and their contact information is available on the following website of the [European Data Protection Board](#).