

**Privacy policy of ACA Advanced Computer Advertisement GmbH  
for customers, interested parties, providers and contact persons  
Art. 13 and 14 GDPR**

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# 1. General information

## 1.1. Who does this privacy policy apply to?

The following information applies to all natural persons with whom we communicate and/or contact in the course of our business contacts.

## 1.2. Controller

Who is responsible for processing my data and who can I contact about data protection?

### **ACA Advanced Computer Advertisement GmbH**

Zuppingerstraße 18  
D-88213 Ravensburg

### **Contact**

Phone: +49 751 201879-0  
Fax: +49 751 201879-99

### **Represented by the Managing Director**

Mathias R. Albert  
Mail: [info@remoso.com](mailto:info@remoso.com)

### **Sales tax ID (according to §27a sales tax law)**

DE 162887275

### **Tax office**

Sigmaringen tax office

### **Commercial register**

AG Ulm, HRB 710 638

### **Data Protection Officer**

Dr. Joachim Schmid  
Marktplatz 20  
89257 Illertissen  
Phone: +49 7303 90179810  
Mail: [dr.schmid@e-rechtsanwaelte.de](mailto:dr.schmid@e-rechtsanwaelte.de)

## 1.3. Where does my data come from and what data is processed?

We process personal data in accordance with the principle of data avoidance and data minimization only to the extent that this is necessary and permitted by law.

The following data may be collected, processed and used by us:

- Master data, in particular name, date of birth, place of birth, nationality
- IP address
- Date and time of an e-mail contact via online service
- Contract data such as contract start/end
- Order data, delivery dates, correspondence
- Creditworthiness data
- Data contained on your identity card
- Authentication data, in particular signatures
- Bank details
- Tax-relevant data, in particular tax number
- Other data related to the fulfillment of the contract, if applicable

- Data on the installment payment agreement
- Data from postal, electronic and telephone communication

#### **1.4. On what legal basis do we process the data?**

We process the data on the legal basis of Art. 6 GDPR either on the basis of consent, the fulfillment of the contract or as part of a pre-contractual measure and/or to fulfill a legal obligation, which mainly includes tax retention obligations.

The legal basis described also corresponds to the purpose of the data processing.

In cases where none of the legal bases described apply, we carefully weigh up your interests and only process your data in cases where our legitimate interest outweighs your interest in data privacy.

#### **1.5. Will data be passed on?**

Your data will only be passed on to third parties if this is also necessary for the fulfillment of the contract and/or you have given your consent.

Your personal data will also be used by other companies that work on behalf of ACA Advanced Computer Advertisement GmbH (“processors”) or in the context of business partnerships of ACA Advanced Computer Advertisement GmbH (“third parties”). These may be ACA Advanced Computer Advertisement GmbH companies or external companies and partners. Possible recipients of your data are billing service providers, address service providers, debt collection companies, network operators, metering point operators, delivery service providers, call centers, marketing and media agencies, market research institutes, social media companies, IT service providers, consultants or consulting companies, other service and cooperation partners.

Under certain circumstances, it may be necessary to transfer your personal data to credit rating service providers with regard to the application for, execution and/or termination of the business relationship as well as data on non-contractual behavior or fraudulent behavior.

The legal basis for this transfer is Art. 6 (1) point (b) and Art. 6 (1) point (f) of the General Data Protection Regulation. Investigations on the basis of Art. 6 (1) point (f) of the General Data Protection Regulation may only be carried out insofar as this is necessary to safeguard the legitimate interests of the credit rating service provider or third parties and does not outweigh the interests or fundamental rights and freedoms of the data subject which require the protection of personal data. The exchange of data with credit rating service providers also serves to fulfill legal obligations to carry out creditworthiness checks on customers according to Section 505a of the German Civil Code and Section 18a of the German Banking Act.

The credit rating service provider may use the data for profiling purposes (rating) in order to provide contractual partners in the European Economic Area and in Switzerland with information for assessing the creditworthiness of natural persons, among other things.

We may also transmit the data to credit rating service providers for the purpose of defense against criminal acts. The legal basis for this transfer is § 25 h KWG and Art. 6 (1) point (a), Art. 6 (1) point (b) and Art. (1) point (f) of the General Data Protection Regulation. The transfer of this data on the basis of Art.

6 (1) GDPR may only take place insofar as this is necessary to safeguard legitimate interests and does not outweigh the interests or fundamental rights and freedoms of the data subject that require the protection of personal data.

The data exchange also serves to fulfill legal obligations to carry out creditworthiness checks pursuant to § 505 a BGB and § 506 BGB.

Under certain circumstances, it may also be necessary to transfer your data to service providers for debt collection and/or to legal advisors, experts and related service providers in the event of a dispute.

It is also conceivable that your data will be passed on for tax and accounting purposes.

## **1.6. How long is data stored?**

We only process and store your personal data for as long as is necessary to fulfill contractual and legal obligations.

This data will then be deleted unless there is a legitimate interest in further processing. If your data cannot be deleted for technical or other reasons, this data will be anonymized and blocked.

## 2. What rights do you have?

### 2.1. Right to information pursuant to Art. 15 GDPR

You have the right to request information free of charge as to whether and what data is stored about you and for what purpose it is stored.

### 2.2. Right to rectification pursuant to Art. 16 GDPR

You have the right to obtain from the controller without undue delay the rectification of inaccurate personal data concerning you. Taking into account the purposes of the processing, you have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

### 2.3. Right to erasure (“right to be forgotten”) pursuant to Art. 17 GDPR

You have the right to demand from the controller that your data be deleted immediately. The controller is obliged to delete personal data immediately if one of the following reasons applies:

- a) The purposes for which the personal data was collected no longer apply
- b) You withdraw your consent to the processing. There is no other legal basis for the processing.
- c) You object to the processing. There is no other legal basis for the processing.
- d) The personal data was processed unlawfully.
- e) The deletion of personal data is necessary to fulfill a legal obligation under European Union law or the law of the Member States to which the controller is subject.
- f) The personal data was collected in relation to the offer of services of the information society referred to in Article 8 (1).

### 2.4. Right to restriction of processing pursuant to Art. 18 GDPR & § 35 BDSG

You have the right to request the restriction of processing if one of the following conditions is met:

- a) You dispute the accuracy of the personal data.
- b) The processing is unlawful, but you refuse its deletion.
- c) Personal data is no longer required for the purposes of processing, but you need the data to assert, exercise or defend legal claims.
- d) You have objected to the processing pursuant to Art. 21 (1) GDPR. As long as it has not yet been determined whether the legitimate reasons of the controller outweigh your reasons, processing will be restricted.

### 2.5. Right to data portability pursuant to Art. 20 GDPR

You have the right to receive the data provided by you in a structured, commonly used and machine-readable format from the controller. Forwarding to another responsible person must not be hindered by us.

## **2.6. Right to lodge a complaint with the supervisory authority pursuant to Art. 13 (2) point (d) GDPR in conjunction with Section 19 BDSG**

If you believe that the processing of your data violates the GDPR, you have the right to lodge a complaint with the supervisory authority. Please contact the following competent supervisory authority:

### **The State Commissioner for Data Protection and Freedom of Information**

Königstrasse 10a

70173 Stuttgart

Phone: +49 711 615541-0

Fax: +49 711 615541-15

Mail: [poststelle@lfdi.bwl.de](mailto:poststelle@lfdi.bwl.de)

## **2.7. Withdrawal of consent pursuant to Art. 7 (3) GDPR**

If the processing is based on your consent pursuant to Art. 6 (1) point (a) or Art. 9 (2) point (a) (processing of special categories of personal data), you are entitled to withdraw your consent at any time without this retroactively affecting the lawfulness of the processing carried out on the basis of the consent prior to the withdrawal.

## **2.8. Right to object pursuant to Art. 21 GDPR**

You have the right to object to the processing of your data at any time in the cases pursuant to Art. 6 (f) GDPR. This means that if we process data on the basis of a balancing of interests, as set out individually in this data protection information, you have the right to object to this processing at any time on grounds relating to your particular situation. Such reasons exist in particular if they give your interests particular weight and thus outweigh our interests; this applies in particular if we are not aware of these reasons and therefore could not take them into account when exercising our interests.

If you have given us special consent to process your personal data, you can withdraw this consent at any time. The lawfulness of the processing of your data prior to this withdrawal remains unaffected.

If we send you as an existing customer information about our services and products by e-mail or post in accordance with Art. 6 ff. GDPR, you can object to this at any time. In this case, we will stop this communication immediately.