

MARIA GALLAND

PARIS

Privacy Policy on the Collection of Intolerance Reaction Data

Our Privacy Policy hereinafter is aimed at informing you about the nature, scope and purpose of processing personal data when any of the following companies belonging to the Maria Galland Group is dealing with your communication of any intolerance reaction to a product:

Maria Galland International GmbH, Wintrichring 58, 80992 Munich, Germany

Maria Galland GmbH, Wintrichring 58, 80992 Munich, Germany

Maria Galland Cosmetics GmbH, Dörenkampgasse 11, 1100 Vienna, Austria

Maria Galland Sàrl, 22 Rue St. Gilles, 75003 Paris, France

Maria Galland S.A., Ankerstrasse 53, 8004 Zurich, Switzerland

S.A. Maria Galland N.V., 1, Avenue du Four à Briques – Kareelovenlaan 1, Bruxelles – 1140 – Brussels, Belgium

Maria Galland SLU, Calle Antonio González Echarte, 1, 28029 Madrid, Spain

Maria Galland srl, Via Copernico 38, 20125 Milan, Italy

Controller in terms of Art. 4(7) GDPR is that company of the Maria Galland Group to which you communicate any undesirable product effect, which is contacted by you to that extent or which contacts you (hereinafter: “we” or “us”).

I. Categories of Personal Data Processed by Us

We process your personal data stated in your communication, where you advise us of any potential skin reactions or quality defects in relation to our products.

You are not obliged to provide us with your personal data. We may not be able to deal with your communication to its full extent without your details.

II. Purposes and Legal Bases of Data Processing

We exclusively process the data set out hereabove to meet our legal obligations from Sect. 63b, Sect. 63c AMG (German Medicinal Products Act) or Sect. 3 MSPV (German Medical Devices Safety Plan Ordinance), Art. 23 REG (EC) 1223/2009, Art. 6 et seqq., Art. 19 REG (EC) 178/2002 (Basic Food Regulation) (communications of undesirable effects).

Legal basis is point (c) of Art. 6(1) GDPR, point (i) of Art. 9(2) GDPR in conjunction with the legal norms referred to.

III. Recipients or Categories of Recipients of Your Data

Access to your personal data is granted only to those employees in our company who need such data to meet our contractual and statutory duties. In principle, your data is shared with any external bodies only to the extent that this is permitted or prescribed by law or to the extent that you have given your consent.

The categories of external recipients of your data are set out hereinafter:

- affiliated enterprises within the group of companies to the extent that these are acting as service providers for us and, for example, provide IT services, to the extent that this is required for the provision of our services or if and to the extent that these require the data to meet our contractual and statutory obligations
- private bodies outside the group of companies, including but not limited to service providers in the context of collecting communications on skin reactions, or IT service providers who, amongst others, retain data, assist in the administration and maintenance of the systems, as well as file archivists and shredders
- public bodies and institutions to the extent that we are legally obliged to do so; for example, we report any communicated quality defects in our product to the national authorities in charge as part of our statutory obligation

IV. Third-Country Transfer

Any data is transferred to countries outside the EU or European Economic Area (EEA) (so-called ‘third countries’) only to the extent that this is required in the context of handling our contractual relationships or permitted or prescribed by law (e.g. reporting duties under tax law), you have given us your consent or as part of any data processing. Any service providers deployed in a third country have been obligated to comply with the level of data protection in the EU by the agreement concluded on EU standard contractual clauses. As an alternative, we transfer the data based on an adequacy decision by the European Commission. Further information can be obtained from our Data Protection Officer.

IV. Duration of Retention of Your Personal Data

We process your personal data only as long as this is necessary for the respective purpose and subsequently erase the data, unless we are obliged to keep the data for any longer period of time.

For reasons of product safety, we are obliged, due to statutory stipulations, to retain any data relating to safety-relevant events for up to 10 years beyond the marketability of the product for testing purposes.

In addition, we are subject to various duties of safekeeping and documentation which arise, in particular, from the German Commercial Code (HGB) and the Fiscal Code of Germany (AO). The safekeeping and documentation deadlines specified therein are up to ten years beyond the end of the business relationship or the legal relationship established prior to entering into a contract.

Furthermore, any longer duration of safekeeping may be required under specific statutory regulations, e.g. receipt of means of evidence as part of the statutory limitation regulations. Pursuant to Sect. 195 et seqq. of the German Civil Code (BGB), the standard limitation period is three years, but limitation periods of up to 30 years may be applicable as well.

If the data is no longer required to meet any contractual or statutory duties and rights, it is erased on a regular basis, unless its – time-limited – further processing is required in a given case to serve the purposes set out hereabove.

VI. Non-Existence of Automated Individual Decision-Making (Including Profiling)

We do not utilise any procedures for merely automated individual decision-making (including profiling) as stipulated under Art. 22 GDPR. In the event that we utilise any such procedure in individual cases in future nonetheless, we will inform you separately about that.

VII. Your Data Protection Rights

You may assert your data protection rights towards us under certain conditions:

- **Right of Access**

You are entitled at any time to obtain from us confirmation as to whether or not personal data concerning you is being processed by us. Where that is the case, you are entitled to access this personal data as well as certain further information (including purposes of the processing, categories of personal data, categories of recipients, envisaged duration of retention, your rights, the source of the data, the utilisation of automated decision-making and, in case of any third-country transfer, the appropriate safeguards).

- **Right to Rectification**

You are entitled to obtain from us the rectification of inaccurate personal data retained about you and to have incomplete personal data completed.

- **Right to Erasure**

Under certain conditions, you are entitled to obtain from us the erasure of personal data concerning you without undue delay. The right to erasure does not exist, amongst others, if processing the personal data is required (i) for exercising the right of freedom of expression and information, (ii) for compliance with a legal obligation to which we are subject (e.g. statutory duties of safekeeping) or (iii) for the establishment, exercise or defence of legal claims.

- **Right to Restriction of Processing**

You are entitled to obtain from us restriction of processing of your personal data.

- **Right to Data Portability**

Under certain conditions, you are entitled to obtain from us the personal data concerning you, which you have provided to us, in a structured, commonly used and machine-readable format.

- **Right to Withdraw Consent**

You have the right to withdraw the consent given by you to the processing of personal data at any time with effect for the future.

Information About Your Right to Object under Art. 21 GDPR

You have the right to object, on grounds relating to your particular situation, at any time to processing of personal data concerning you which is based on point (f) of Article 6(1) GDPR (data processing based on balancing of interests), including profiling based on this provision in terms of Art. 4(4) GDPR.

If you object, we will no longer process your personal data, unless we demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.

You may address to us any requests to assert your data protection rights specified hereabove, either using the controller's contact data stated hereabove or by e-mail to kundenservice@maria-galland.com, or resort to our external Data Protection Officer using the following contact data:

Mr Alexander Bugl, Bugl & Kollegen Gesellschaft für Datenschutz und Informationssicherheit
mbH, Eifelstraße 55, 93057 Regensburg, Germany

Tel. no.: +49 941-630 49 789, e-mail address: Datenschutz.buglundkollegen@klosterfrau.de

Moreover, 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, if you consider that the processing of personal data relating to you infringes the GDPR.

as of October 2023