

Privacy policy

Website

The protection of your personal data is of particular concern to us. We therefore process your data exclusively on the basis of the statutory provisions (GDPR, DSG, TKG 2003). In this data protection information, we inform you in which context your personal data is processed when you visit our website <https://menabusiness.apusvision.at/>.

1. Responsible

ApusVision GmbH

Nedergasse 22/8, Wien 1190, Österreich

+43 664 453 3793

office@apusvision.at

2. Clients rights

In principle, you have the right to information, correction, deletion, restriction, data portability, cancellation and objection with regard to your data stored by us.

2.1 Right to information

You can request confirmation from the controller as to whether personal data concerning you is being processed by us.

If such processing is taking place, you can request the following information from the controller:

1. the purposes for which the personal data are processed
2. the categories of personal data being processed
3. the recipients or categories of recipients to whom the personal data concerning you have been or will be disclosed
4. the envisaged period for which the personal data concerning you will be stored, or, if specific information on this is not possible, the criteria used to determine that period;
5. the existence of a right to rectification or erasure of personal data concerning you, a right to restriction of processing by the controller or a right to object to such processing
6. the existence of a right to lodge a complaint with a supervisory authority
7. any available information as to the source of the data if the personal data are not collected from the data subject
8. the existence of automated decision-making, including profiling, referred to in Article 22(1) and (4) GDPR and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.
9. you have the right to request information as to whether the personal data concerning you are transferred to a third country or to an international organisation. In this context, you may request to be informed of the appropriate guarantees in accordance with Art. 46 GDPR in connection with the transfer.

2.2 Right to rectification

You have a right to rectification and/or completion vis-a-vis the controller if the processed personal data concerning you is incorrect or incomplete. The controller must make the rectification without undue delay.

In the case of data processing for scientific, historical or statistical research purposes:

Your right to rectification may be restricted to the extent that it is likely to render impossible or seriously impair the realisation of the research or statistical purposes and the restriction is necessary for the fulfilment of the research or statistical purposes.

2.3 Right to restriction of processing

Under the following conditions, you may request the restriction of the processing of personal data concerning you:

1. If you contest the accuracy of the personal data concerning you for a period enabling the controller to verify the accuracy of the personal data;
2. the processing is unlawful and you oppose the erasure of the personal data and request the restriction of their use instead
3. the controller no longer needs the personal data for the purposes of the processing, but they are required by you for the establishment, exercise or defence of legal claims; or
4. if you have objected to processing pursuant to Art. 21 (1) GDPR pending the verification whether the legitimate grounds of the controller override your grounds.

Where the processing of personal data concerning you has been restricted, such data shall, with the exception of storage, only be processed with your consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

If the restriction of processing has been restricted in accordance with the above conditions, you will be informed by the controller before the restriction is lifted.

In the case of data processing for scientific, historical or statistical research purposes:

Your right to restriction of processing may be restricted to the extent that it is likely to render impossible or seriously impair the achievement of the research or statistical purposes and the restriction is necessary for the fulfilment of the research or statistical purposes.

2.4 Right to erasure

a) Obligation to erase

You have the right to obtain from the controller the erasure of personal data concerning you without undue delay and the controller shall have the obligation to erase such data without undue delay where one of the following grounds applies:

1. The personal data concerning you are no longer necessary in relation to the purposes for which they were collected or otherwise processed.
2. you revoke your consent on which the processing was based pursuant to Art. 6 para. 1 lit. a or Art. 9 para. 2 lit. a GDPR and there is no other legal basis for the processing.
3. you object to the processing pursuant to Art. 21 para. 1 GDPR and there are no overriding legitimate grounds for the processing, or you object to the processing pursuant to Art. 21 para. 2 GDPR.
4. the personal data concerning you have been processed unlawfully
5. the deletion of personal data concerning you is necessary to fulfil a legal obligation under Union law or the law of the Member States to which the controller is subject
6. the personal data concerning you have been collected in relation to the offer of information society services referred to in Article 8(1) GDPR.

Information to third parties

If the controller has made the personal data concerning you public and is obliged to erase it pursuant to Art. 17 (1) GDPR, the controller, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that you as the data subject have requested the erasure by such controllers of any links to, or copy or replication of, those personal data.

c) Exceptions

The right to erasure does not apply if the processing is necessary

1. for exercising the right of freedom of expression and information
2. for compliance with a legal obligation which requires processing by Union or Member State law to which the controller is subject or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller
3. for reasons of public interest in the area of public health pursuant to Art. 9 para. 2 lit. h and i and Art. 9 para. 3 GDPR;
4. for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Art. 89 para. 1 GDPR, insofar as the right referred to in section a) is likely to render impossible or seriously impair the achievement of the objectives of that processing, or
5. for the establishment, exercise or defence of legal claims.

2.5 Right to information

If you have asserted the right to rectification, erasure or restriction of processing against the controller, the controller is obliged to notify all recipients to whom the personal data concerning you have been disclosed of this rectification or erasure of the data or restriction of processing, unless this proves impossible or involves a disproportionate effort.

You have the right to be informed of these recipients by the controller.

2.6 Right to data portability

You have the right to receive the personal data concerning you, which you have provided to the controller, in a structured, commonly used and machine-readable format. You also have the right to

transmit this data to another controller without hindrance from the controller to which the personal data has been provided, where

1. the processing is based on consent pursuant to Art. 6 para. 1 lit. a GDPR or Art. 9 para. 2 lit. a GDPR or on a contract pursuant to Art. 6 para. 1 lit. b GDPR and
2. the processing is carried out by automated means.

In exercising this right, you also have the right to have the personal data concerning you transmitted directly from one controller to another, where technically feasible. The freedoms and rights of other persons must not be affected by this. The right to data portability does not apply to the processing of personal data necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

2.7 Right to object

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 (e) or (f) of Article 6(1) GDPR, including profiling based on those provisions.

The controller will no longer process the personal data concerning you unless the controller demonstrates compelling legitimate grounds for the processing which override your interests, rights and freedoms or for the establishment, exercise or defence of legal claims.

If your personal data is processed for direct marketing purposes, you have the right to object at any time to the processing of your personal data for such marketing, which includes profiling to the extent that it is related to such direct marketing.

If you object to processing for direct marketing purposes, the personal data concerning you will no longer be processed for these purposes.

You have the option of exercising your right to object in connection with the use of information society services - notwithstanding Directive 2002/58/EC - by means of automated procedures using technical specifications.

In the case of data processing for scientific, historical or statistical research purposes:

You also have the right to object, on grounds relating to your particular situation, to processing of personal data concerning you which is carried out for scientific or historical research purposes or statistical purposes pursuant to Art. 89 (1) GDPR.

Your right to object may be restricted to the extent that it is likely to render impossible or seriously impair the realisation of the research or statistical purposes and the restriction is necessary for the fulfilment of the research or statistical purposes.

2.8 Right to revoke the declaration of consent under data protection law

You have the right to withdraw your declaration of consent under data protection law at any time. The withdrawal of consent does not affect the lawfulness of processing based on consent before its withdrawal.

2.9 Automated decision-making in individual cases, including profiling

You have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning you or similarly significantly affects you. This does not apply if the decision

1. is necessary for the conclusion or fulfilment of a contract between you and the controller.
2. is authorised by Union or Member State law to which the controller is subject and which also lays down suitable measures to safeguard your rights and freedoms and legitimate interests; or
3. with your express consent.
4. However, these decisions may not be based on special categories of personal data pursuant to Art. 9 para. 1 GDPR, unless Art. 9 para. 2 lit. a or g applies and appropriate measures have been taken to protect the rights and freedoms as well as your legitimate interests.
5. With regard to the cases referred to in (1) and (3), the controller shall take reasonable measures to safeguard the rights and freedoms and your legitimate interests, including at least the right to obtain the intervention of a person by the controller, to express his or her point of view and to contest the decision.

2.10 Right to lodge a complaint with a supervisory authority

Without prejudice to any other administrative or judicial 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 if you consider that the processing of personal data relating to you infringes the GDPR.

The supervisory authority with which the complaint has been lodged shall inform the complainant on the progress and the outcome of the complaint including the possibility of a judicial remedy pursuant to Art. 78 GDPR.

Austrian Data Protection Authority

Barichgasse 40-42
1030 Wien
Telefon: +43 1 52 152-0
E-Mail: dsb@dsb.gv.at

3. Processing of personal data for the purpose of contract fulfilment and pre-contractual communication

3.1 Your personal data will be processed for the following purposes:

- Contact and correspondence;
- Submission of offers;
- fulfilment of any pre-contractual obligations that exist towards you;
- fulfilment of any contract concluded with you and, in particular, any contractual obligations towards you;

3.2 We collect your personal data in the following ways:

- Transmission of your personal data via the contact form on our website;
- Conclusion of a contract between you and us;

- Transmission of your personal data in the context of correspondence by e-mail, SMS, social media channels or correspondence;
- Inspection of publicly accessible registers (e.g. company register and land register).

3.3 It is up to you whether and, if so, which personal data you provide to us. Please note that the processing of personal data may be necessary for the fulfilment of a contract.

3.4 We process the following personal data in the course of initiating and implementing the contractual relationship with our customers:

- First name and surname of natural persons and company name of legal entities;
- Date of birth of natural persons and company register number of legal entities;
- the UID number, if available;
- Telephone number;
- e-mail address and IP address;
- postal address (country, city, postcode, street, house number, door number);
- all other personal data that you provide to us voluntarily.

4. Processing of personal data for the purpose of sending advertising

4.1 We use the following personal data for the purpose of direct marketing and advertising, for sending information about us, our products and events, depending on the channel selected, for example by sending newsletters, advertising mail or advertising SMS, exclusively on the basis of your consent in accordance with Art 6 para 1 lit a GDPR:

- First name and surname;
- Telephone number;
- e-mail address;
- postal address.

You can revoke your consent to the use of your personal data for these purposes at any time.

5 Processed personal data for the purpose of visiting the website

5.1 The following information is collected when you visit our website:

- Your IP address;
- Name of your internet service provider;
- Your usage behaviour on our website.

5.2 If you use the contact form provided on our website, the following information is also collected:

- First name and surname;

- telephone number;
- e-mail address and IP address;
- the services offered by us that you are interested in.

5.3. When visiting this website or using the services offered, you will be asked to provide data in some places. There is no obligation to actually provide this data.

6. Cookies

6.1 A cookie is a text file that is sent to your browser by the website and stored there. We use cookies that technically enable the use of the website and are necessary for this;

Cookie name: PHPSESSID

Storage duration: as long as the visitor does not leave the site

No data is passed on to third parties.

Cookie name: antibot-hostia

Storage period: 1 month since the last visit

No data is passed on to third parties.

6.2 You can adjust your browser settings so that you receive an automatic notification when you receive a cookie; this gives you the opportunity to decide for yourself whether or not to accept the cookie. Cookies already stored on your computer can be blocked or deleted (for more information, please refer to the "Help" button of your browser).

7. Use of Google Analytics

7.1 Our website uses Google Analytics, a web analytics service provided by Google Inc, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA (hereinafter referred to as "Google").

7.2 Google Analytics uses "cookies"; these are text files that are stored on your computer and enable your use of the website to be analysed. We process your data on the basis of our overriding legitimate interest in creating easy-to-use website access statistics in a cost-efficient manner (Art. 6 (1) (f) GDPR). The information generated by the cookie about your use of this website (including your IP address and the URLs of the websites accessed) will be transmitted to and stored by Google on servers in the United States. We do not store any of your data collected in connection with Google Analytics.

7.3 This website uses the IP anonymisation option offered by Google Analytics. Your IP address is therefore shortened or anonymised by Google as soon as Google receives your IP address. Google will use this information on our behalf to analyse the use of our online offering by users, to compile reports on website activity and to provide us with other services related to the use of our online offering. The IP address transmitted by your browser as part of Google Analytics will not be merged with other data by Google.

7.4 Users of our website can prevent the storage of cookies by setting their browser software accordingly. However, we would like to point out that in this case you may not be able to use all the

functions of this website to their full extent. You can also prevent Google from collecting your data in connection with Google Analytics by downloading and installing the browser plugin available at the following link (<https://tools.google.com/dlpage/gaoptout?hl=de>).

7.5 Further information on the use of data for advertising purposes by Google, setting and objection options can be found on Google's websites:

<https://www.google.com/intl/de/policies/privacy/partners/> ("Data use by Google when you use our partners' websites or apps");

<https://policies.google.com/technologies/ads?hl=de> ("Use of data for advertising purposes");

<https://adssettings.google.de/> ("Manage information that Google uses to show you advertising");

<https://adssettings.google.com/authenticated?hl=de> ("Determine which adverts Google shows you").

8. Google Maps

8.1 Our website uses Google Maps, provided by Google Inc, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA (hereinafter referred to as "Google").

8.2 For the use of cookies by Google, see point 7.

8.3 Google Maps are used to visualise geographical information. When using Google Maps, Google also collects, processes and uses data about the use of the Maps functions by visitors to the websites. Further information about data processing by Google can be found in Google's privacy policy: <http://www.google.com/privacypolicy.html>.

8.4 Further information on the use of data for advertising purposes by Google, setting and objection options can be found on Google's websites:

<https://www.google.com/intl/de/policies/privacy/partners/> ("Data use by Google when you use our partners' websites or apps");

<https://policies.google.com/technologies/ads?hl=de> ("Use of data for advertising purposes");

<https://adssettings.google.de/> ("Manage information that Google uses to show you adverts");

<https://adssettings.google.com/authenticated?hl=de> ("Determine which adverts Google shows you").

9. Transmission of your personal data

9.1 Your personal data will be transmitted to the following recipients, unless otherwise specified below for specific cases:

- to our employees;
- to our IT service providers;
- to our subcontractors;
- to our legal and tax advisors.

9.2 We operate our website and exchange electronic correspondence via servers that are operated in a member state of the European Union.

If we use recipients whose registered office is not in a member state of the European Union to process your personal data, we guarantee that your personal data will only be transferred to countries for which either the EU Commission has expressly decided that they have an adequate level of data protection or with which we have concluded standard contractual clauses (2010/87/EC and/or 2004/915/EC) so that each recipient has an adequate level of data protection. We will be happy to provide you with these standard contractual clauses on request.

10. Storage of personal data

10.1 The personal data transmitted to us will only be stored for as long as is necessary for the fulfilment of the purposes stated in point 3 or, in the case of consent, until you revoke it.

10.2 Irrespective of this, the personal data transmitted to us will be stored by us for as long as we are obliged to do so by statutory provisions and retention periods (e.g. retention obligations under company and tax law).

11. Data security

11.1 We do everything we can to protect your data. This includes measures to prevent manipulation, loss, destruction or access by unauthorised persons. To this end, we utilise technical framework conditions: Access controls, locked filing systems, password guidelines etc., as well as organisational framework conditions: Training and utilisation guidelines. In addition, corresponding legal framework conditions such as confidentiality agreements, data protection agreements, order data processing contracts, etc. are concluded to protect us and your data with third parties. All data is stored on our servers or on the servers of our service providers with whom contracts for commissioned data processing have been concluded. All our systems and data processing are recorded and described in detail in a processing directory.

12. Our contact details

12.1 If you have any questions or concerns regarding the processing of your personal data or wish to exercise your rights as a data subject, please contact us using the following contact details:

ApusVision GmbH

Nedergasse 22/8, Wien 1190, Österreich

+43 664 453 3793

office@apusvision.at