



## Axxion S.A. Privacy Policy

As of: May 2018

Thank you for your interest in our company. Axxion S.A. places great emphasis on the protection and safety of your personal data. In this Privacy Policy, we provide you with information regarding the processing of your personal data by us as well as the rights to which you are entitled under the EU General Data Protection Regulation (GDPR), which took effect on May 25, 2018.

Personal data is always processed in accordance with the GDPR and the country-specific data-protection provisions applicable for Axxion S.A. You can always use the websites of Axxion S.A. without entering personal data. However, personal data may need to be processed in the event that a data subject wishes to use our website to make use of certain services provided by our company or enters into a contractual relationship with us. If the processing of personal data is required and no legal basis exists for such processing, processing will only take place after you have given your consent thereto.

Axxion S.A. has implemented numerous technical and organizational measures to ensure the most comprehensive protection possible of personal data processed via this website. Nevertheless, data transmitted via the internet is always subject to security vulnerabilities and as a result absolute protection cannot be guaranteed.

AXXION

## 1. Definitions

The Privacy Policy of Axxion S.A. is based on the terminology used in the GDPR. In this Privacy Policy, we use the following terms:

### a) Personal data

"Personal data" means any information relating to an identified or identifiable natural person (hereinafter the "data subject"). A natural person is considered to be identifiable if he or she can be identified directly or indirectly, in particular by association with an identifier such as a name, an identification number, location data, an online identifier, or one or more special features which express the physical, physiological, genetic, mental, economic, cultural or social identity of the natural person.

### b) Processing

"Processing" means any operation or set of operations which is performed on personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

### c) Restriction of processing

"Restriction of processing" means the marking of stored personal data with the aim of limiting its processing in the future.

### d) Controller

"Controller" means the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data. Where the purposes and means of such processing are determined by European Union or Member State law, the controller or the specific criteria for its nomination may be provided for by European Union or Member State law.

### e) Processor

"Processor" means a natural or legal person, public authority, agency or other body which processes personal data on behalf of the controller.

#### f) Recipient

“Recipient” means a natural or legal person, public authority, agency or another body, to which the personal data is disclosed, whether a third party or not. However, public authorities which may receive potentially personal data in the framework of a particular inquiry in accordance with European Union or Member State law shall not be regarded as recipients.

#### g) Third party

A “third party” means a natural or legal person, public authority, agency or body other than the data subject, controller, processor and persons who, under the direct authority of the controller or processor, are authorized to process personal data.

#### h) Consent

The “consent” of the data subject means any freely given, specific, informed and unambiguous indication of the data subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the processing of personal data relating to him or her.

## 2. Who is responsible for the data processing and whom can I contact?

Pursuant to the GDPR, the controller is:

Axxion S.A.

15, rue de Flaxweiler

L-6776 Grevenmacher

Phone: +352 / 76 94 94 1

Email: [info@axxion.lu](mailto:info@axxion.lu)

Website: [www.axxion.lu](http://www.axxion.lu)

## 3. Which source and what data do we use?

Each time a data subject or automated system access the website of Axxion S.A., the website collects a set of general data and information. This general data and information is stored in the log files of the server. The collected data may include (1) the browser types and versions used, (2) the operating system used by the accessing system, (3) the internet page from which an accessing system accesses our website ("referrers"), (4) the sub-websites which are accessed via an accessing system on our website, (5) the date and time of access to the website, (6) an Internet Protocol address (IP address), (7) the internet service provider of the accessing system, and (8) other similar data and information used to avert danger in the event of attacks on our information technology systems.

Axxion S.A. draws no conclusions regarding the data subject when using this general data and information. Rather, this information is required to (1) correctly deliver the contents of our website, (2) to optimize the content of and advertising for our website, (3) to ensure the continued functioning of our information technology systems and the technology on our website, and (4) to provide law enforcement authorities with the information necessary for prosecution in the event of a cyberattack. Consequently, this anonymously collected data and information is analyzed by Axxion S.A. for statistical purposes as well as with the aim of improving data protection and data security within our company in order to ultimately ensure an optimal level of protection for the personal data processed by us. The anonymous data of the server log files is stored separately from all personal data provided by a data subject.

### a) Registering on our website

The data subject has the opportunity to register on the website of Axxion S.A. by entering personal data. Which personal data is transmitted as part of this process depends on the input screen used for registration. The personal data entered by the data subject is collected and stored solely for internal use and for our own purposes. Axxion S.A. may transfer this data to one or more processors who also use the personal data solely for internal attributable to Axxion S.A.

Registering on the Axxion S.A. website also stores the IP address assigned to the data subject by the Internet Service Provider (ISP), as well as the date and time of registration. This data is stored since only by doing so can we prevent the misuse of our services and, if necessary, this data can also assist in investigating any offenses which have been committed. Consequently, the storage of this data is necessary to legally protect Axxion S.A. This data is never disclosed to third parties unless there is a legal obligation to disclose or such disclosure aids in prosecution.

The data subject's registration and voluntary provision of personal data enables Axxion S.A. to provide the data subject with content or services that can inherently only be offered to registered users. Individuals who have registered are free to change the personal data they entered during registration at any time or to have it completely erased from the database of Axxion S.A.

Upon request, Axxion S.A. will, at any time, provide every data subject with information regarding which personal data are stored concerning the data subject. Furthermore, if requested or instructed to do so Axxion S.A. will correct or delete personal data of the data subject unless prohibited from doing by statutory storage requirements.

### b) Ability to contact us via our website

In accordance with legal regulations, the website of Axxion S.A. contains information that enables fast electronic contact with our company as well as direct communication with us, including a general address for what is termed electronic mail (email address). When a data subject contacts Axxion S.A. via email or a contact form, the transmitted personal data is automatically stored. Such personal data voluntarily provided by a data subject to the controller is stored for the purpose of processing or contacting the data subject. This personal data is not transferred to third parties.

### c) Subscription to our fund information service

The website of Axxion S.A. gives users the opportunity to subscribe to an information service for individual funds. Which personal data is transmitted when ordering this service depends on the input screen that is used.

In all cases, the service of Axxion S.A. can only be received by the data subject if (1) the data subject has a valid email address and (2) the data subject registers for the service. For legal reasons, as part

of the double-opt-in procedure a confirmation email will be sent to the email address initially entered by a data subject in connection with the service. This confirmation email is used to verify whether the owner of the email address, as the data subject, authorized the receipt of the information.

When registering for the information service, Axxion S.A. furthermore stores the IP address assigned by the Internet Service Provider (ISP) to the data subject's computer system used at the time of registration, as well as the date and time of registration. The collection of this data is necessary in order to be able to trace the (possible) misuse of a data subject's email address at a later date and therefore serves to legally protect Axxion S.A.

The personal data collected as part of registration for the information service will be used exclusively to send fund information. In addition, subscribers may receive information via email if this is required for the operation of the information service or if registration is required in this context, as may be the case in the event of changes to the service or changes in technical circumstances. No personal data collected in connection with the service is transferred to third parties. The data subject may terminate his or her subscription at any time. The data subject's consent to the storage of personal data provided in connection with the information service can be revoked at any time. Every email containing fund information also contains a link when it can be used to revoke the data subject's consent. In addition, revocation can be communicated to Axxion S.A. in other form.

#### d) Cookies

The websites of Axxion S.A. use cookies. Cookies are text files that are placed on a computer system via an internet browser and stored there.

Using cookies enables Axxion S.A. to provide users of this website with more user-friendly services that would not be possible without cookies.

Cookies permit the information and offerings on the website of Axxion S.A. to be optimized in a way that benefits the user. Cookies permit the website's users to be recognized. This recognition is intended to make it easier for users to use the website. For example, the user of a website that uses cookies need not re-enter his or her login data each time the user visits the website, as this is done by the website and the cookie stored on the user's computer system.

The data subject can prevent cookies from being set by our website at any time by means of a corresponding setting in his or her internet browser and thus permanently prevent the setting of cookies. Furthermore, cookies that have already been set can be deleted at any time via an internet browser or other software programs. This is possible in all common internet browsers. In the event that the data subject disables cookies from being set in his or her internet browser, all the functions of our website may not be able to be fully used.

### e) Business relationships and other sources

Axxion S.A. processes personal data that it receives from its customers or business partners as part of its business relationship. In addition, Axxion S.A. processes – as far as necessary for the provision of a service – personal data that it has legitimately obtained from other companies or from other third parties (e.g., Schufa) (e.g., to fulfil orders, to fulfil contracts, or on the basis of your consent). Axxion S.A. also processes personal data that it has legitimately acquired from publicly available sources (e.g., debtor directories, land registers, trade and association registers, press, media, internet) and is permitted to process.

## 4. For what purpose do we process your data (purpose of processing) and on what legal basis?

Axxion S.A. processes personal data in accordance with the provisions of the EU General Data Protection Regulation (GDPR) and federal legislation:

### a) on the basis of your consent (Article 6 (1) (a) of the GDPR)

Insofar as you have given your consent to the processing of personal data for specific purposes, the lawfulness of the processing is based on your consent. The consent given by you can be revoked at any time. This also applies to declarations of consent granted to us prior to the date the GDPR entered into effect. Please note that such revocation applies only to the processing of personal data that takes place after receipt of the revocation. The revocation does not apply to data that was processed until the date that revocation was received.

### b) for the performance of contractual obligations (Article 6 (1) (b) GDPR)

The processing of personal data takes place in order to fulfil obligations in connection with the execution of Axxion S.A.'s contracts with its customers or to perform pre-contractual measures that are carried out at your request.

### c) on the basis of legal obligations (Article 6 (1) (c) GDPR) or for the performance of tasks in the public interest (Article 6 (1) (e) GDPR)

Axxion S.A. is subject to a legal obligation which necessitates the processing of personal data. The purposes of processing in this sense include, but are not limited to, the verification of identities, the prevention of fraud and money laundering, the performance of tax monitoring and reporting obligations, and assessing and managing risks.

### d) in order to safeguard the vital interests of the data subject (Article 6 (1) (d) GDPR)

In rare cases, the processing of personal data may be required to protect the vital interests of the data subject or another natural person. This would be the case if e.g. a visitor to our premises were injured and his or her name, age, health insurance or other vital information needed to be disclosed to a doctor, hospital or other third party.



### e) in the context of a balancing of interests (Article 6 (1) of the GDPR)

This legal basis is the foundation for processing operations that are not covered by any of the above legal bases and if processing is necessary to safeguard the legitimate interests of our company or a third party, unless such interests are overridden by the fundamental rights and freedoms of the data subject.

## 5. Children

The services provided by Axxion S.A are solely intended for adults. Persons under the age of 18 should not submit any personal data to Axxion S.A. without the consent of their parents or guardians.

## 6. To whom is my data transferred?

Within Axxion S.A., those areas are given access to your data which require it in order to fulfil their contractual and legal obligations. Third parties used by Axxion S.A. for these purposes may also be given access to this data if they warrant compliance with the provisions of the GDPR. Except in the cases mentioned in this declaration, data is not transferred to countries outside the European Union (EU) or the European Economic Area (EEA).

## 7. How long will my data be stored?

Axxion S.A. processes and stores the data subject's personal data only for the period necessary to achieve the purpose of the storage or insofar as provided by European directives and regulators or any other legislative body in laws or regulations to which the controller is subject.

If the purpose of the storage ceases to apply, or a storage period prescribed by European directives and regulators or any other relevant legislative body expires, the personal data will be routinely blocked or deleted in accordance with the statutory provisions.

## 8. What data privacy rights do I have?

Each data subject has the right to information under Article 15 GDPR, the right to rectification under Article 16 GDPR, the right to erasure under Article 17 GDPR, the right to restriction of processing under Article 18 GDPR and the right to data portability under Article 20 GDPR.

Pursuant to Article 21 GDPR, every data subject has the right to object. To do this, please contact [datenschutz@axxion.lu](mailto:datenschutz@axxion.lu)

In addition, you have the right to lodge a complaint with a supervisory authority.

The consent you provide can be revoked at any time. This also applies to declarations of consent which were given to Axxion S.A. prior to the validity of the GDPR. Please note that such revocation applies only to the processing of personal data that takes place after receipt of the revocation. The revocation does not apply to data that was processed until the date that revocation was received.

For all your concerns regarding your data privacy rights, please contact [datenschutz@axxion.lu](mailto:datenschutz@axxion.lu)

## 9. What are the rules regarding applications for employment?

Axxion S.A. collects and processes the personal data of job applicants for the purpose of conducting the employment application process. This processing can also take place electronically. This is the case in particular when an applicant submits the associated application documents by electronic means, for example by email. In the event that Axxion S.A. concludes a contract of employment with an applicant, the transmitted data is stored for the purpose of the employment relationship and in compliance with the legal requirements. If no contract of employment is entered into between Axxion S.A. and the applicant, the application documents will be deleted three months after the completion of the application process, provided that this does not conflict with other legitimate interests of Axxion S.A.

## 10. Am I obligated to furnish data?

The provision of personal data is in part required by law (e.g., money laundering laws) or may result from contractual arrangements (e.g., details about a contractual partner). In the context of the business relationship, you only need to provide the personal information that is required to establish, conduct and terminate a business relationship or the data that we are required by law to collect. Without this data, we will generally have to decline to conclude a contract or will not be able to fulfil an existing contract and may potentially need to terminate it. If you do not provide us with necessary information and documents, we will not be able to enter into the business relationship you request.

## 11. Special features when using and applying Google Analytics (with anonymisation functionality)

On the basis of Article 6 (1) (f) GDPR, Axxion S.A. has integrated the Google Analytics service (with anonymization function) on this website. Google Analytics is a web analytics service. Web analytics is the survey, collection and analysis of data regarding the behaviour of visitors to websites.

The Google Analytics service is operated by Google Inc., 1600 Amphitheater Pkwy, Mountain View, CA 94043-1351, USA.

Axxion S.A. uses the suffix "\_gat.\_anonymizep" for web analytics performed via Google Analytics. Using this suffix means that the IP address of the data subject's internet access is shortened and anonymized by Google if our websites are accessed from a Member State of the European Union or from another contracting state to the Agreement on the European Economic Area.

The purpose of the Google Analytics service is to analyse visitor flows on the Axxion S.A. website. Google uses the data and information obtained to e.g. analyse the use of the website in order to compile online reports detailing activity on the websites. To analyse the use of the Axxion S.A. website, Google Analytics sets a cookie on the data subject's computer system. Each time you visit the websites of Axxion S.A., this personal information, including the IP address of the internet connection used by the data subject, is transmitted to Google in the United States and is stored there by Google. Under certain circumstances, Google may transfer the personal data collected through this technical process to third parties.

The data subject can prevent cookies from being set by Axxion S.A.'s website in the manner described above, and at any time, by means of the appropriate setting in the internet browser used, and thus permanently prevent cookies from being set. Enabling this setting in the internet browser used would also prevent Google from setting a cookie on the data subject's computer system. Furthermore, a cookie that has already been set by Google Analytics can be deleted at any time via the internet browser or other software programs.

Furthermore, the data subject has the option to opt out of and prevent the collection of the data generated by Google Analytics regarding the use of this website as well as the processing of this data by Google. To do this, the data subject must download and install a browser add-on by clicking on the link <https://tools.google.com/dlpage/gaoptout>.

The data sent by us linked to cookies or user IDs will be automatically deleted after 14 months. The deletion of data whose retention period has been reached takes place automatically once a month.

Additional information and Google's privacy policy can be found at <https://www.google.de/intl/de/policies/privacy/>. Google Analytics is explained in more detail at [https://www.google.com/intl/de\\_de/analytics/](https://www.google.com/intl/de_de/analytics/).

## 12. Data privacy information regarding social plugins

The website of Axxion S.A. uses plugins from the XING social network. XING is an internet-based social network that allows users to connect to existing business contacts as well as establish new business contacts. Individual users can create a personal profile on XING. Companies can e.g. create company profiles or publish job openings on XING.

XING is operated by XING SE, Dammtorstraße 30, 20354 Hamburg, Germany.

Every time a page that contains this type of plugin is accessed within the website of Axxion S.A., the plugin causes the browser you are using to load and display the optical representation of the plugin from the XING server. The server is informed by XING regarding which particular page of our website you are currently visiting, as well as informed of other data such as your IP address.

If the data subject is logged in to XING at the same time, each time the data subject accesses the Axxion S.A. website, as well as for the entire duration of the respective stay on our website, XING recognizes which specific subpage of the website the data subject is visiting. This information is collected by the XING service and correlated by XING with the data subject's respective XING account. If the data subject clicks on one of the integrated XING buttons, e.g. the "Share" button, XING correlates this information to the data subject's personal XING user account and saves this personal data.

In the event that the data subject does not wish to permit such transfer of this information to XING, he or she can prevent the transfer by logging out of his/her XING account before accessing the website of Axxion S.A..

Axxion S.A. has no influence on the amount of data that XING collects with the help of this plugin. The [data privacy regulations published by XING](#) provide information on the collection, processing and use of personal data by XING.

## 13. Is automated decision-making used (including profiling)?

In connection with the use of the website of Axxion S.A. and to establish and conduct business relationships, it is the policy of Axxion S.A. not to use fully automated decision-making according to Article 22 GDPR. In the event that these procedures are used in individual cases, Axxion S.A. will inform you thereof separately, if required by law.