

SAMBA Privacy Statement

The topic of data protection has the highest priority at BASF. Therefore, we would like to inform you in detail about it in the following:

- A. Who is responsible for data processing and who is our data protection officer?
- B. What data do we process, for what purposes, for how long and on what legal basis?
- C. Are you obliged to provide us with this data?
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A. Who is responsible for data processing and who is our data protection officer?

You can find the person responsible for data processing [here](#).

Our data protection officer is:

Alexandra Haug
EU Data Protection Officer
67056 Ludwigshafen
+49 (0) 621 60-0
e-mail: data-protection.eu@BASF.com

B. What data do we process, for what purposes, for how long and on what legal basis?

In the following, we inform you about the data processing on our site (a), its purposes and legal basis (b) as well as the respective storage period and, if applicable, specific objection and removal options (c).

a. Data processing

The personal data we receive and process in view of this Privacy Statement may include the following data:

1. Identification data such as first name, family name, nickname, photo, passport expiry date;
2. Contact details such as place of residence and/or stay, (cell) phone number, e-mail address, residence documents;
3. Personal characteristics such as age, gender, date of birth, nationality, language;
4. Business information such as DIMONA, LIMOSA (for foreign Contractors operating in Belgium), A1 certificate/certificate of coverage, Belgian Electronic Foreigner Card or Belgian Professional Card;
5. Information generated when using IT systems (such as IP addresses);
6. Data used to secure IT systems such as passwords, security codes and authorization levels.
7. Other information such as:
 - Information in relation to Safety Pass requirements;
 - Information related to performed services and activities within the scope of our contractual relation. Such information includes presence at BASF sites, start and end date of an assignment;
 - Information on certain qualifications and competences (incl. accompanying certificates).

Certain sensitive personal data is qualified as "special categories of personal data", e.g. data relating to your physical and mental health or condition. BASF will only process these special categories of personal data if necessary and to the extent permitted by applicable regulations.

b. Cookies

We use cookies in SAMBA. All details can be found in our [Cookie policy](#).

c. Purposes and legal basis

We process your personal data mainly for the following purposes:

1. Planning, executing or administrating our contractual relationship with our Contractors, e.g. to process orders, for accounting purposes, to execute and organize service provision or transportation, to evaluate quality of performed services;
2. Planning, executing or administrating transportation and shipment of products and/or goods;
3. Maintaining and protecting the security and safety of our network as well as security and functionality of our IT systems and websites; avoiding and detecting security risks, fraudulent activities or other criminal or malicious acts; management of access rights logins, workflows, with the aim of securing IT systems, prevent fraud and prevent abuse and inappropriate use;
4. Maintaining and protecting the security of our premises and establishments (e.g. conduct access & exit control, issuing temporary access permits, issuing site access prohibitions); Security of the site both with regard to safeguarding individuals and with regard to the security of the individual production installations and buildings on the site, including by means of e-locks and cameras in accordance with the applicable legislation;
5. Compliance with legal requirements (e.g. compliance with fiscal or commercial retention obligations; preventing money laundering or economic crime);

7. Resolving disputes and lawsuits, establishing, exercising or defending against legal claims or litigation, enforcing existing contracts and consequently also the management of these disputes in which BASF is involved. In general, defending the interests of BASF and its employees towards official bodies and authorities prior to initiating any legal proceedings;
8. Compliance with legal obligations in the context of safety and health at work (compliance with Welfare legislation in the broad sense), including preventive occupational medicine, various initiatives around reporting unsafe situations aiming at avoiding incidents and continuously improving the perception of safety;
9. Managing incidents and crisis situations;
10. Preventing, registering or tracking down criminal offences against persons or goods; Protection of the company's goods;
11. Responding to requests for information from various authorities such as social inspection, environmental inspection, tax inspection and other legal obligations;
12. Contact and/or communication relevant to anyone that is active, be it temporarily, on the site.

The processing of the above-mentioned data categories is necessary to achieve these purposes. In case the information related to the above-mentioned data categories is not supplied, we might not be able to achieve the intended purposes.

If we intend to process personal data for other purposes, we will inform you in advance.

For BASF the collection, storage and processing of personal data is processed in the context of a legitimate purpose that is in line with the fact that your employer performs services or has activities on the sites of BASF.

Therefore, we will mainly collect, store and process personal data:

- If we have a legal obligation to do so (Art. 6 I lit. c GDPR) such as in the performance of obligations as a SEVESO company and port facility (ISPS) or the implementation of tax, social legislation and welfare legislation; and/or
- If the processing of your personal data is necessary in the context of the execution of a contract (Art. 6 I lit. b GDPR); and/or
- if we believe that the processing of your personal data is necessary for the protection of the legitimate interests of BASF or a third party (e.g. a government agency) (Art. 6 I lit. f GDPR), unless your fundamental rights, freedoms or interests should take precedence and your normal and reasonable expectation of privacy would be violated. In this context, we process your personal data, among other things, to secure our site, to provide for your safety, or in the context of enhancing our performance by automating administrative processes.

d. Storage period

If not explicitly stipulated otherwise (e.g. in a specific consent form), BASF retains your personal data for as long as this is necessary for the purpose for which they were collected, considering the applicable legal provisions (such as retention periods provided by commercial or tax laws).

For specific processing operations, and certainly for those for which your consent is requested, we will inform you separately about the retention period of your personal data in the context of that specific processing.

C. Are you obliged to provide us with this data?

When you visit our website, the information specified in section B. 1. a. as well as the information from the cookies classified as strictly necessary is processed automatically. The transfer of this information is voluntary. Without the provision of this personal data, we cannot display the requested page.

If you

- allow us to use cookies that are not classified as strictly necessary,
- want to contact us and send us an e-mail or use our contact form (including the necessary reCAPTCHA query) or

the transfer of the information is voluntary.

If you contact us, we cannot answer your inquiry in the chosen way without the provision of the personal data required in the individual case. As far as cookies are concerned, the lack of consent can lead to a restriction of the functionality of the website or parts of it. Embedded videos cannot be played without your consent.

D. To whom do we pass on your personal data?

Your personal data is only shared with persons and departments (e.g. the Prevention Service, the Site Security Service, Medical Service, the ordering unit) that need this information in the context of the performance of their duties with a view to fulfilling contractual and legal obligations, as well as to representing the legitimate interests of BASF or a third party (e.g. government agency). If you or your employer works, either directly or as a subcontractor, for another company than BASF but which is located on the site of BASF, personal data are shared with this other company. This other company shall act as independent controller of the personal data it received from BASF pursuant to this Privacy Statement. If you have any questions, comments or complaints about how these other companies process the personal data they receive from BASF pursuant to this Privacy Statement, you can always contact the responsible person within these other companies.

Within the BASF Group, your personal data is only shared with other BASF Group Companies when they perform central tasks (such as the management of logistics operations, it-systems, etc). If your personal data are processed by another BASF entity, this will also be done in accordance with this Privacy Statement and only for the purposes described above (in which case all references to BASF should be read as references to this entity).

External service providers may be used to fulfill contractual and legal obligations or to fulfill the legitimate interests of the company. We make contractual arrangements with these external service providers about how they should handle the personal data we provide. In these cases, too, the processing of your personal data will only be in line with the purposes described in this Privacy Statement. BASF will only cooperate with companies that comply with the applicable legislation on the

protection of personal data. In certain cases, ICT service providers and their staff may have access to your personal data, to the extent necessary to ensure the proper functioning of our ICT systems.

BASF may decide to share personal data with your employer or with the principal of your employer, upon its request, in order to fulfill contractual and/or legal obligations. Your employer shall act as independent controller of the personal data it received from BASF pursuant to this Privacy Statement. If you have any questions, comments or complaints about how your employer processes the personal data it receives from BASF pursuant to this Privacy Statement, you can always contact the responsible person within your organization.

Finally, personal data may be shared with third parties when this is necessary for compliance with contractual and legal obligations or to exercise, assert or defend legal rights if legally permitted. These third parties include, but are not limited to:

- Public services (e.g. Social Security Office, FOD Finance);
- Inspection services of the competent Federal or Regional Public Services;
- Police or other services with police powers;
- International organizations (e.g. European Commission, European Funds for obtaining grants);
- Courts and tribunals, law firms and lawyers;
- Information and consultation obligations with regard to joint bodies (trade union delegation, Works Council, Committee for Prevention and Protection at Work);
- ...

E. How do we secure your personal data?

BASF pursues high standards in securing its IT systems against unauthorized access. Only authorized persons have access to your data, based on a personal login and password and only via a secure internet or intranet connection. Access to personal data is permitted only to those persons who are authorized and insofar as that information is relevant in the context of their specific assignment.

In addition, appropriate technical, physical, and organizational measures have been implemented to protect your data against unauthorized or intentional deletion, alteration, or disclosure and against misuse, damage, and theft. If you want to know more about these measures, contact the Data Protection Coordinator.

F. What rights do you have?

You have certain rights under the General Data Protection Regulation including the right to request a copy of the personal information we hold about you, if you request it from us in writing:

Right to access: the right to obtain access to your information (if we're processing it), and certain other information (like that provided in this Privacy Statement);

Right to correct: if your personal information is inaccurate or incomplete you have the right to have your personal information rectified;

Right to erasure: this is also known as ‘the right to be forgotten’ and, in simple terms, enables you to request the deletion or removal of your information where there’s no compelling reason for us to keep using it. This is not a general right to erasure; there are exceptions. For example, we have the right to continue using your personal data if such use is necessary for compliance with our legal obligations or for the establishment, exercise or defense of legal claims;

Right to restriction of processing: the right to suspend the usage of your personal information or limit the way in which we can process it. Please note that this right is limited in certain situations: When we are processing your personal information that we collected from you with your consent you can only request restriction on the basis of: (a) inaccuracy of data; (b) where our processing is unlawful and you don’t want your personal information erased; (c) you need it for a legal claim; or (d) if we no longer need to use the data for the purposes for which we hold it. When processing is restricted, we can still store your information but may not use it further. We keep lists of people who have asked for restriction of the use of their personal information to make sure the restriction is respected in future;

Right to data portability: the right to request that we move, copy or transfer (where technically feasible) your personal information in a structured, commonly used and machine-readable format, for your own purposes across different services;

Right to object: the right to object to our processing of your personal information including where we process it for our legitimate interests, direct marketing;

Right to withdraw consent: if you have given your consent to anything we do with your personal information, you have the right to withdraw your consent at any time (although if you do so, it does not mean that anything we have done with your personal information with your consent up to that point is unlawful).

Exercising these rights is free of charge. However, you are required to prove your identity by means of a two-factor-authentication. We will engage reasonable efforts consistent with our legal duty to supply, correct or delete personal information about you.

To exercise your rights, please contact us, for example by e-mail or by post. You will find the contact details in section A.

G. Where can you complain?

You have the right to lodge a complaint with our data protection officer (for contact details see Section A) or with a supervisory authority, in particular in the Member State of your habitual residence, place of work or place of the alleged infringement.

In either case, you can contact our Lead Data Protection Authority:

State Commissioner for Data Protection and Freedom of Information of Rhineland-Palatinate
(Landesbeauftragter für den Datenschutz und die Informationsfreiheit Rheinland-Pfalz)
Hintere Bleiche 34
55116 Mainz

In Belgium, the data protection authority is the following:

Data Protection Authority
Drukpersstraat 35
1000 Brussel
Mail: contact@apd-gba.be
Telephone: 02 274 48 00, 02 274 48 78 (Primary care for questions)
Fax: 02 274 48 35

H. Data protection for minors

This website is intended for persons who are at least 18 years old. If a minor submits personal data via this website, we will delete this data and not process it further as soon as we become aware of this fact.

H. Changes to this Privacy Statement

This Privacy Statement is subject to change. The most recent version can always be found on our website (<https://www.basf.com/be/nl/who-we-are/Group-Companies/BASF-Antwerpen/Working-on-site/Contractors>). The date on which this text was last modified can be found in the footer of this document. Please check on a regular basis whether a new version has been published, as these changes will apply to your personal data from the date of their publication.

I. Additional information related to the processing of your personal data by BASF

Within the context of your employment at BASF other processing activities of personal data might occur which are not in scope of the SAMBA application. Please find more information about such processing activities on our website (<https://www.basf.com/be/en/legal/data-protection-at-basf>).