Information on Data Privacy

"Geophysical and Geotechnical Survey for the Offshore Platform"

AquaDuctus Pipeline GmbH takes the protection of your personal data very seriously. As a general principle, AquaDuctus Pipeline GmbH maintains confidentiality regarding any matters that become known to it in the course of fulfilling its responsibilities.

The personal data requested from tenderers during the procurement process is processed and stored by AquaDuctus Pipeline GmbH in accordance with data protection regulations as part of the procurement procedure.

In return, tenderers are responsible for ensuring that the individuals whose personal data is transmitted to the contracting authority during the procurement process have given their consent in accordance with data protection law.

With this privacy notice, AquaDuctus Pipeline GmbH would like to inform you, in accordance with Article 13 of the GDPR, about the processing of your data.

1. Controller responsible for the processing of your personal data

Unless explicitly stated otherwise in this data protection information, the data controller for the processing of your personal data is:

AquaDuctus Pipeline GmbH
Kölnische Straße 108-112
34119 Kassel

Germany

e-mail: kontakt@aquaductus.de
website: aquaductus-offshore.de

2. Contact details of the data protection officer

AquaDuctus Pipeline GmbH has appointed a data protection officer, whose contact details are listed below:

Thorsten Röder
Data Protection Officer
Kölnische Straße 108-112
34119 Kassel

phone: +49 561 934-3525
e-mail: datenschutz@gascade.de

3. Processed personal data

When participating in the tender process, AquaDuctus Pipeline GmbH collects the following personal data of the tenderer, their employees, and other individuals (e.g., contact persons of reference providers):

a) Title, first name, last name (of contact persons)
b) Email address
c) Telephone number (landline and/or mobile)
d) Information regarding personal qualifications (if applicable, details on studies/training, degrees, grades, further education)

4. Purposes of Data Processing

AquaDuctus Pipeline GmbH processes your personal data for the purpose of managing the procurement process, initiating the contractual relationship, and - after the contract has been concluded - for executing the assignment.

Furthermore, AquaDuctus Pipeline GmbH processes your personal data to fulfil legally mandated obligations. For example, under § 19 (4) Mindestlohngesetz (MiLoG), § 21 (4) Arbeitnehmer-Entsendegesetz and § 21 (1) Schwarzarbeitsbekämpfungsgesetz, the contracting authority is required to obtain information from the Competition Register (in German: Wettbewerbsregister) pursuant to § 6 Wettbewerbsregistergesetz before awarding a contract with a value of EUR 50,000 or more (excluding VAT) to the selected tenderer.

Contracting authorities may also request additional information from law enforcement agencies or authorities responsible for prosecuting administrative offenses, if they deem such information necessary for the procurement decision. These authorities are permitted to transmit the requested information upon request from the contracting authority.

5. Basis for the processing of personal data

The legal basis for processing data for the purposes mentioned in Section 4 is:

- Article 6 (1) (b) GDPR (concerning the procurement process, initiation, and conclusion of the contractual relationship),
- Article 6 (1) (c) GDPR (concerning the fulfilment of legal obligations), and
- Article 6 (1) (a) GDPR (concerning consent to the processing of personal data).

Within the scope of our contractual relationship, you must provide the personal data necessary for initiating and conducting the procurement process and fulfilling contractual obligations, or which AquaDuctus Pipeline GmbH is legally required to collect.

If this data is not provided, AquaDuctus Pipeline GmbH will be unable to enter into or execute a contract with you.

Where information may be provided voluntarily, this is indicated accordingly.

6. Recipients of your data

Personal data will not be transferred to third parties for purposes other than those listed below.

The controller will only disclose personal data to third parties if:

a) explicit consent has been given in accordance with Article 6 (1) (a) GDPR,
b) the disclosure is necessary pursuant to Article 6 (1) (f) GDPR for the establishment, exercise, or defence of legal claims and there is no reason to assume that the subject has an overriding legitimate interest in the non-disclosure of their data,
c) there is a legal obligation to disclose the data pursuant to Article 6 (1) (c) GDPR, or
d) the disclosure is legally permissible and necessary pursuant to Article 6 (1) (b) GDPR for the performance of contractual relationships.

7. Duration of data storage

AquaDuctus Pipeline GmbH stores your data for the purposes outlined in Section 4 for the duration of the procurement process and, after its conclusion, only for the period required by applicable tax or commercial retention and limitation periods - for a maximum of eleven (11) additional years.

Personal data collected in connection with the contractual relationship (in the event of contract award) will be stored until the end of that relationship, unless longer retention is required due to procurement, budgetary, tax, or commercial law obligations regarding retention and documentation.

8. Your rights

You have the following rights vis-à-vis AquaDuctus Pipeline GmbH regarding your personal data:

a) Right of access, Article 15 GDPR,
b) Right to rectification of inaccurate data, Article 16 GDPR
c) Right to erasure of your data, Article 17 GDPR
d) Right to restriction of processing, Article 18 GDPR
e) Right to data portability, Article 20 GDPR, and
f) Right to object to processing, Article 21 GDPR

In accordance with Article 21 (1) and (2) GDPR, you may object at any time to the processing of your personal data.

You also have the right to lodge a complaint with a data protection supervisory authority regarding the processing of your personal data by us, pursuant to Article 77 GDPR and § 19 Bundesdatenschutzgesetz.

If AquaDuctus Pipeline GmbH processes your data based on a data protection consent declaration, you have the right to withdraw your consent at any time with effect for the future. The withdrawal of consent does not affect the lawfulness of processing carried out based on the consent before its withdrawal.

9. Data transfer to third countries

No personal data is transferred to third countries or to any international organisation.

10. Automated decision-making and profiling

AquaDuctus Pipeline GmbH does not use automated decision-making or profiling within the meaning of Article 22 GDPR for the initiation or execution of the procurement process.

11. Changes to this information

Ongoing developments - particularly in the areas of digitalization and technology – may occasionally require adjustments to our data protection provisions.

If the purpose or method of processing your personal data changes significantly, this information will be updated in a timely manner and you will be informed of the changes accordingly.

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