

CLOSE TO OUR CUSTOMERS

## Privacy Information for our Course Offer

The WIRTGEN GROUP Branch of John Deere GmbH & Co. KG (hereinafter also referred to as “we” or “WIRTGEN”) complies with the requirements of the European Union’s General Data Protection Regulation (hereinafter referred to as the “GDPR”) and other legal requirements governing the protection of personal data. In particular, we implement technical and organizational security measures in line with current security standards.

This privacy information is intended for training participants and other parties whose data we process in connection with our course offering. **If you are booking training courses for other participants and individuals at your company, please be sure to provide them with the following privacy information. Collective bargaining agreements, provisions in employment contracts, legitimate interests, or declarations of consent can serve as an appropriate legal basis with respect to the data disclosed to the WIRTGEN GROUP (e.g. training participants’ contact information) and the data processed by the relevant WIRTGEN GROUP company as the controller.** We may provide you with additional privacy information in other situations in which we contact you or process your data, and you should take note of this information as well.

The purpose of the following privacy information is to provide you with details about how WIRTGEN processes personal data within the scope of our course offer, as well as about your rights as a data subject:

### Controller & Data Protection Officer

The controller is:

WIRTGEN GROUP  
 Branch of John Deere GmbH & Co. KG  
 Reinhard-Wirtgen-Straße 2  
 53578 Windhagen  
 Germany  
 Phone: +49 (0) 2645 131 – 0  
 Fax: +49 (0) 2645 131 – 392  
 Email: [info@wirtgen-group.com](mailto:info@wirtgen-group.com)  
 Internet: [www.wirtgen-group.com](http://www.wirtgen-group.com)

You can also contact the WIRTGEN GROUP data protection officer at any time. The best way is to send an email to [datenschutz@wirtgen-group.com](mailto:datenschutz@wirtgen-group.com).

## Information on Data Processing

Protecting your privacy is extremely important to us, so it goes without saying that we comply with the applicable legal provisions governing data protection. In the following, we would like to briefly describe how we process your personal data:

Quick reference:

| Processing/Purpose   | Categories  | Legal Basis   | Recipients  |
|--|---|---|---|
| <b>Wirtgen Group training courses:</b> <ol style="list-style-type: none"> <li>Organization, administration, and implementation of the Wirtgen Group’s worldwide training courses</li> <li>Training the participants</li> <li>Tracking training levels (skills, job profiles) and issuing reports and certificates</li> </ol> | Name, email address, photo (optional), title, phone number, country, language, log data (IP address, timestamp, date) | <ol style="list-style-type: none"> <li><b>Article 6(1)(a) of the GDPR</b> Consent (photo, registration of external participants)</li> <li><b>Article 6(1)(b) of the GDPR</b> Contract (dealers, customers)</li> <li><b>Article 6(1)(b) of the GDPR</b> Compliance with a legal obligation</li> <li><b>Article 6(1)(f) of the GDPR</b> Legitimate interests: see Purposes</li> <li><b>Section 26 of Germany’s Federal Data Protection Act</b> Employee training</li> </ol> | Affiliated WIRTGEN GROUP companies, IMC AG (Learning Suite), VITERO (web conferencing and live e-learning), Microsoft (collaboration software: Teams) |
| <b>Duration of Storage</b>   |   |   |   |
| <b>We store your data for a period of 5 years.</b>   |   |   |   |

## What Personal Data Do We Process?

In this document, the term “personal data” refers to personal data as defined in Article 4(1) of the GDPR. This includes any information relating to a natural person and that can be used to directly or indirectly identify that person.

Within the scope of providing training, we generally process contact information such as the title, name, telephone number, photo (optional), IP address (web-based learning platform), and the email address of contacts and training participants, as well as data relating to content and skill levels that is generated in connection with participating in training (e.g., training results, reports, certificates), and other accompanying data (e.g., training date, hotel booking request).

---

## CLOSE TO OUR CUSTOMERS

In this context, you must provide the personal data that is required to conduct our training courses, including to fulfill the associated contractual obligations, as well as to comply with legal obligations. We will inform you of the data that this includes in a suitable manner in each individual case (e.g. by identifying optional fields in forms).

We usually obtain your personal data from you yourself or from your employer as our business partner, in particular from information provided during the training registration process.

## Use of Cookies

Our training platform uses cookies. Cookies are text files that are saved in or by your web browser on your computer system. When you visit our website, a cookie may be stored on your system. It contains a unique string that can be used to identify your browser the next time you visit the website.

The length of time that a cookie remains on your device depends on the type of cookie. We use two types of cookies on our websites. Session cookies are temporary cookies that are saved only while you are using the website (or, more precisely, until you close your browser after using the website). Session cookies help our websites remember what you selected on the previous page without requiring you to re-enter the information. Persistent cookies remain on your device even after you have visited our website. Persistent cookies help us identify you as a unique visitor, but do not contain information that can be used to identify you to another person.

Insofar as the following information does not specify any other retention periods, the following applies collectively with respect to the retention period, irrespective of the type and purpose of the cookies:

You have full control over the use of cookies. These are stored on your computer and the data they contain is transmitted to our site. Most browsers are set to accept cookies by default, but by changing the browser settings, you can disable or restrict the transmission of cookies. Any cookies that have already been saved can be deleted at any time. This can also be performed automatically by configuring your browser accordingly.

Please note that if you deactivate cookies on our training platform, you may no longer be able to fully use all of the website's features.

Detailed information on the respective cookies can be found here:  
<https://etraining.services.wirtgen-group.com/ilp/pages/cookiepolicy.jsf>

## For What Purpose and on What Legal Basis Do We Process Personal Data?

As a company, we process personal data within the scope of providing training on the basis of one of the legal bases specified below:

### a) Consent from the Data Subject (Article 6(1)(a), Article 7 of the GDPR)

Within the scope of providing training, WIRTGEN processes personal data on the basis of the informed consent of the data subject when it comes to certain activities. In the event that WIRTGEN processes personal data on the basis of your consent, the specific purposes of processing will be specified in the content of the respective declaration of consent.

### b) For the Performance of a Contract (Article 6(1)(b) of the GDPR)

Personal data is processed for the performance of a contract with a natural person or in order to take steps prior to entering into a contract. The scope and details of such data processing are specified in the respective contract that we enter into directly with you in each individual case and, if applicable, in the associated terms and conditions.

### c) Compliance with a Legal Obligation (Article 6(1)(c) of the GDPR)

WIRTGEN is subject to legal requirements that may result in an obligation to process personal data. On the basis of these requirements, WIRTGEN is, in particular, obligated to ensure that data is retained properly, especially in accordance with the German Fiscal Code (abbreviated AO in German) and the German Commercial Code (abbreviated HGB in German), and archives documents in corresponding IT systems and, if necessary, also in paper form.

### d) For the Purposes of Our Legitimate Interests (Article 6(1)(f) of the GDPR)

The WIRTGEN GROUP processes personal data within the scope of general business operations and for the purpose of providing services to our customers on the basis of our legitimate interests, except where such interests are overridden by the interests or fundamental rights of the data subject. A specific interest of the WIRTGEN GROUP in this respect lies primarily in the performance of our contractual obligations vis-à-vis our customers. As a general rule, the WIRTGEN GROUP processes personal data provided by customers only to the extent that this is actually necessary for the provision of services.

## To Whom Do We Disclose Personal Data?

In compliance with legal obligations, personal data may be disclosed to the following recipients:

- Certain group companies within the WIRTGEN GROUP, e.g. if they perform data processing tasks centrally for the affiliated companies within the group. In addition, we may also share information with other affiliated companies for the purposes of corporate governance, internal communications, or other administrative purposes on the basis of our legitimate interests
- Government agencies, courts, or other public authorities in Germany and abroad, if necessary
- IT service providers and other processors strictly for a specific purpose, such as hosting, cloud services, document destruction, archiving
- Other service providers and auxiliary persons to whom data is transferred for the purpose of conducting the training or arranging accompanying services (e.g. hotels)

---

**CLOSE TO OUR CUSTOMERS**

When integrating service providers into WIRTGEN's data processing processes, WIRTGEN's stringent data protection standards are contractually imposed on the service providers. In the case of contractual processing relationships, both parties enter into data protection agreements in accordance with the legal requirements of Article 28 of the GDPR.

In certain cases, we may also transfer your data to third parties, i.e. partners with whom we collaborate outside of a contractual processing arrangement. Such partners provide their services (e.g. payment services such as PayPal) as controllers in their own right; the processing of your data by these partners is governed solely by their privacy policies.

## **Your Rights in Relation to the Processing of Your Personal Data**

We would like to inform you about your rights in relation to the processing of your personal data. If you have any questions about your rights or wish to assert your rights vis-à-vis our company, please contact our data protection officer at [datenschutz@wirtgen-group.com](mailto:datenschutz@wirtgen-group.com) or at the above mailing address, adding "Data Protection Officer."

### **Right to Withdraw Your Consent (Article 7(3) of the GDPR)**

If you have granted your express consent to the processing of your personal data, you may withdraw this consent at any time. Withdrawing your consent does not affect the lawfulness of processing carried out on the basis of your consent before its withdrawal. You will be informed of this right of withdrawal before you grant your consent.

### **Right of Access (Article 15 of the GDPR)**

You have the right to obtain confirmation as to whether or not we are processing your personal data. If this is the case, you have the right to access this personal data. Where personal data is transferred to a third country or to an international organization, you also have the right to be informed of the appropriate safeguards pursuant to the GDPR relating to the transfer.

### **Right to Rectification (Article 16 of the GDPR)**

You have the right to obtain from us without undue delay the rectification of inaccurate personal data. Taking into account the purposes of the processing, you also have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

### **Right to Erasure, i.e. "Right to Be Forgotten" (Article 17 of the GDPR)**

You have the right to obtain the erasure of your personal data without undue delay where one of the following grounds applies:

- > The personal data is no longer necessary in relation to the purposes for which it was collected or otherwise processed
- > You withdraw consent and there is no other legal ground for the processing
- > You object to the processing pursuant to Article 21(1) of the GDPR and there are no overriding legitimate grounds for the processing
- > You object to the processing for the purposes of direct marketing pursuant to Article 21(2) of the GDPR
- > The personal data has been processed unlawfully
- > The personal data has to be erased to comply with a legal obligation in European Union or German law
- > The personal data was collected in relation to the offer of information society services directly to a child referred to in Article 8(1) of the GDPR

We will comply with your request to erase the data unless we are required or authorized by law to continue to store and process your data. In addition, we are authorized to retain your data if it is not possible for us to assert, exercise, or defend against legal claims without your data.

### **Right to Restriction of Processing (Article 18 of the GDPR)**

Pursuant to Article 18 of the GDPR, you have the right to obtain from us the restriction of processing where one of the following applies:

- > You contest the accuracy of the personal data, for a period enabling us to verify the accuracy of the personal data
- > The processing is unlawful and you oppose the erasure of the personal data and request the restriction of its use instead
- > We no longer need the personal data for the purposes of the processing, but you require the data for the establishment, exercise, or defense of legal claims
- > You have objected to processing pursuant to Article 21(1) of the GDPR pending the verification of whether our legitimate grounds override your interests.

Where processing has been restricted, we are only authorized to store this data. In this case, further processing is only allowed with your consent or for the establishment, exercise, or defense of legal claims, for the protection of the rights of another natural or legal person, or for reasons of important public interest of the European Union or of an EU member state. You can withdraw your consent in this regard at any time. We will inform you before the restriction of processing is lifted.

---

**CLOSE TO OUR CUSTOMERS****Notification Obligation (Article 19 of the GDPR)**

Please note that we are obligated to communicate any rectification or erasure of personal data or restriction of processing to each recipient to whom your personal data has been disclosed. This does not apply if doing so proves impossible or involves disproportionate effort. We will inform you about these recipients if you request it.

**Right to Data Portability (Article 20 of the GDPR)**

You have the right to receive the personal data concerning you that you have provided to us in a structured, commonly used, and machine-readable format. You also have the right to have us transfer this data to a third party in certain cases. This right cannot adversely affect the rights and freedoms of others, including our company, however. If this is the case, we are authorized to refuse to disclose or transfer your data.

**Right to Object (Article 21 of the GDPR)**

If we process your data on the basis of a legitimate interest (Art. 6(1)(f) of the GDPR), you have the right to object to this on grounds relating to your particular situation. This also applies to profiling based on this provision. In this case, we will no longer process your data unless we can demonstrate compelling legitimate grounds for the processing. These must override your interests, rights, and freedoms or the processing must serve the establishment, exercise, or defense of legal claims.

**Right to Lodge a Complaint with a Supervisory Authority (Article 77 of the GDPR)**

You have the right to lodge a complaint with a supervisory authority, in particular in the EU member state of your habitual residence, place of work, or place of the alleged infringement, if you consider that the processing of your personal data violates the provisions of the GDPR. This does not affect any other administrative or judicial remedies to which you may be entitled.

**Amendments**

It may become necessary to amend the content of this privacy information from time to time. As such, we reserve the right to amend this information at any time. We will also publish the amended version of the privacy information here and you can further request it from us at any time (see the contact details of the data protection officer above).