

1. Nutriswiss AG Privacy Policy

In the following, we inform you about the collection of personal data when you use the www.nutriswiss.ch website, including any country-specific versions and subdomains (e.g. www.nutriswiss.de / www.nutriswiss.fr / www.nutriswiss.uk / www.nutriswiss.it) and about the collection of personal data in connection with business relations.

In this privacy policy, we, Nutriswiss AG, explain how we collect and otherwise process your personal data. This is not an exhaustive description; other data protection statements or general terms and conditions, conditions of participation and similar documents may govern specific circumstances. Personal data is defined as all information relating to a specific or specifiable person.

If you provide us with personal data of other people (e.g. family members, data of colleagues), please ensure that they are familiar with this privacy policy and only provide us with their personal data if you are permitted to do so and if the personal data is correct.

This privacy policy is based on the EU General Data Protection Regulation (**GDPR**). Although the GDPR is a regulation of the European Union, it is also of relevance to us. The Swiss Data Protection Act (**FADP**) is heavily influenced by EU law, and under certain circumstances companies outside the European Union or the EEA must comply with the GDPR.

2. Representative

The data processing operations described here are represented by Nutriswiss AG, Industriering 30, 3250 Lyss (Tel +41 32 387 48 48). Contact:

Rüdiger Wendt
Tel: +41 (0)32 387 48 48
Email: ruediger.wendt@nutriswiss.ch

Our representative for non-EEA based data controllers pursuant to Art. 27 GDPR is:

ePrivacy GmbH
Große Bleichen 21
20354 Hamburg – Germany
www.eprivacy.eu/en/legal

3. Collection and processing of personal data

We primarily process personal data that we receive from our customers and other business partners as part of our business relations with them and other parties involved with them or that we collect from users during the operation of our website and other applications. In particular, this is personal data that you disclose in connection with the following actions:

- completing a contact form;
- ordering a product;
- in the purchase or acquisition of a fee-based offer (provision of payment information, purchase and transaction data);

- when contacting customer service;
- subscription to the newsletter;
- participation in contests or competitions;
- user surveys and market research;
- marketing and analysis purposes.

When you use the website for purely informational purposes, i.e. we do not collect any personal data if you do not log in to use the website, click on social media plugins or otherwise send us information, with the exception of the data transmitted by your browser to enable you to visit the website, such as IP address, MAC address of your smartphone or computer, details of your device and settings, cookies, date and time of the visit, pages and content accessed, functions used, referring website, location information.

When you use our website, we process the data that is generated or data that you provide (e.g. when you subscribe to newsletters). In particular, this includes the following personal data:

- First name
- Name
- Company
- Email address
- Gender
- Address
- Telephone number
- Fax
- Message

4. Purposes of data processing and legal bases

Data is processed in particular to analyse the Internet traffic on our website, to improve the functionality of our website and for the purposes of advertising. The processing of your data is necessary to safeguard our legitimate interests.

In addition, where permitted and deemed appropriate to us, we also process the personal data of customers and business partners, for the following purposes in which we (and sometimes also third parties) have a corresponding legitimate interest:

- Conclusion of contracts;
- offering and developing our offers, services and websites, apps and other platforms on which we are present;
- Communication with third parties and processing of their enquiries (e.g. applications, media enquiries);
- Review and optimisation of requirements analysis procedures for the purpose of direct customer contact and collection of personal data from publicly accessible sources for the purpose of customer acquisition;

- advertising and marketing (including the organisation of events), unless you have objected to the use of your data (if we send you advertising from us as an existing customer, you can object to this at any time, and we will stop contacting you for the purposes of advertising);
- market and opinion research, media monitoring;
- assertion of legal claims and defence in relation to legal disputes and administrative proceedings;
- for the prevention and investigation of criminal offences and other misconduct (e.g. conducting internal investigations, analysing data to combat fraud);
- the safeguarding of our operations, in particular IT, our websites, apps and other platforms;
- video surveillance to safeguard domiciliary rights and other measures for IT, building and system safety and to protect our employees and other persons and assets belonging to or entrusted to us (such as access controls, visitor lists, network and mail scanners, telephone recordings);
- the purchase and sale of business divisions, companies or parts of companies and other transactions under company law and the associated transfer of personal data as well as business management measures and, where necessary, compliance with statutory and regulatory obligations and the internal regulations of Nutriswiss AG.

If you have consented to the processing of your personal data for specific purposes (e.g. when subscribing to newsletters, general customer data), we will process your personal data within the framework of and based on this consent, unless we have another legal basis and require such consent. Consent that has been granted can be revoked at any time, although this has no effect on data processing that has already taken place.

5. Cookies, tracking and other technologies associated with the use of our website

Use of cookies

We also typically use “cookies” and equivalent technologies on our website. These enable the identification of your browser or your device. A cookie is a small file that is sent to your computer or automatically stored on your computer or mobile device by the browser you use when you visit our website. This means that when you visit this website again, we are able to recognise you even if we do not know who you are. In addition to cookies that are only used during a session and are deleted after your visit to the website (“session cookies”), cookies can also be used to store user settings and other information for a specific period of time (e.g. two years) (“permanent cookies”). You can set your browser to reject cookies, save them only for one session or delete them by schedule. Most browsers are preset in such a way that they accept cookies. We use permanent cookies to allow you to store user settings (e.g. language, auto-login), so that we can better understand how you use our offers and content, and so that we can show you tailored offers and advertisements (which may also occur on websites of other companies; however, they will not know who you are from us, assuming even that we have such information, as they will only see that their website has a same user that has visited a particular page of ours. Some of the cookies are set by us and some also by contractual partners with whom we cooperate. If you block cookies, specific functionalities (such as language selection) may no longer function correctly.

In our newsletters and other marketing emails, we partly and insofar as permitted also incorporate visible and invisible image elements, which can be retrieved from our servers to determine if and when you opened the email, so that we can also measure and better understand how you use our services

and tailor them to your requirements. You can block this in your email program (most of are preset to do so).

By using our websites and consenting to receive newsletters and other marketing emails, you agree to the use of these technologies. If you do not want to do this, you must configure your browser or email program accordingly.

Use of Google Analytics

We use Google Analytics or similar services on our websites. This is a service provided by third parties who may be located in any country of the world (in the case of Google Analytics it is Google LLC in the US, www.google.com), which we deploy to measure and evaluate the use of the website. Permanent cookies, set by the service provider, are also used for this purpose. The service provider does not receive any personal data from us (and does not store any IP addresses), but may track your use of the website, combine this information with data from other websites you have visited and which are also tracked by service providers, and use these findings for its own purposes (e.g. to control advertising). If you are registered with the service provider, the service provider also recognises you. The service provider's processing of your personal data is then the responsibility of the service provider and is carried out in accordance with its data protection provisions. The service provider merely informs us how our respective website is used (without any information about you personally).

Google Fonts

Our websites use Google Fonts. The use is within the scope of what is permitted by law. More information from Google about Google Fonts can be found here: <https://fonts.google.com/>

Social media plugins

We also use plugins from social networks such as LinkedIn, XING, Facebook, Twitter, YouTube, Google+, Pinterest and Instagram on our websites. In each case this will be evident to you (typically via the respective symbols). We have configured such elements to be disabled by default. If you activate them (by clicking on them), the operators of the respective social networks may register that you are on our website and where, and may use this information for their purposes. The processing of your personal data is then carried out under the responsibility of that operator in accordance with their data protection provisions. We do not receive any information about you from them.

Links to third parties

Nutriswiss AG is connected to other websites via links. This allows you to retrieve topic-relevant and interesting information. These third party websites are beyond our control and are not subject to this privacy policy. If you access other websites via the links provided, the operators of these websites can store your personal data.

Nutriswiss AG does not assume liability for or warrant for the storage of user data or their use on third-party servers.

6. Data forwarding and data transfer abroad

Within the scope of our business activities and the purposes set out in Section 4, to the extent permitted and deemed appropriate to us, we also disclose to third parties either because they process them on our behalf or because they wish to use them for their own purposes. This concerns the following in particular:

- affiliates of Nutriswiss AG
- service providers of ours (e.g. banks, insurance companies), including order handlers (e.g. IT providers);
- dealers, suppliers, subcontractors and other business partners;
- clients;
- domestic and foreign authorities, official bodies or courts;
- media;
- the public sphere, including visitors to websites and social media;
- competitors, industry organisations, associations, organisations and other bodies;
- purchasers or parties interested in the acquisition of Nutriswiss AG;
- other parties in possible or actual legal proceedings;

all common beneficiaries.

Some of these recipients are located in Switzerland, although they may be located anywhere around the globe. Specifically, you must expect your data to be transmitted to all countries. If we transfer data to a country without adequate statutory data protection, we ensure on a contractual basis that the protection of your personal data corresponds to that of Switzerland at all times. We ensure this by concluding EU Model Clauses or other contracts with the commissioned service providers approved by the Swiss Federal Data Protection and Information Commissioner, or we rely on the statutory exceptions of consent, contract processing, establishing, exercising or enforcing legal claims, overriding public interests, published personal data or because it is necessary to protect the integrity of data subjects. You can obtain a copy of the contractual guarantees mentioned above at any time from the contact person indicated in Fig. 2. However, we reserve the right to redact transcripts for reasons of data protection or confidentiality, or to provide only excerpts thereof.

7. Duration of the storage of personal data

Unless otherwise stated, we store usage data or other personal data for as long as we deem it necessary or appropriate to comply with applicable laws or for as long as we deem it necessary for the purposes for which the data is processed. We delete your data as soon as they are no longer required and in any case after the statutory maximum retention period has expired.

8. Data security

We take appropriate technical and organisational security precautions to protect your personal data against unauthorised access and misuse. These are adapted in accordance with current technological standards.

9. Obligation to provide personal data

As part of our business relations, you must provide the personal data required to enter into and conduct a business relationship and to fulfil associated contractual obligations (as a rule, you do not have a statutory obligation to provide us with data). Without this data, we will generally not be able to conclude or process a contract with you (or the body or person that you represent).

You must also provide certain personal data or other information when using the website. The website cannot be used if certain information to secure data traffic (such as IP address) is not provided.

10. Profiling and automated decision-making

We partially process your personal data automatically with the aim of evaluating certain personal aspects (profiling). We use profiling in particular to provide you with targeted information and advice about products. In doing so, we use evaluation tools that enable us to communicate and advertise in line with our requirements, including market and opinion research.

As a matter of principle, we do not use fully automated decision-making (as regulated by Article 22 GDPR) to establish and implement business relations or otherwise. Should we use such procedures in individual cases, we will inform you separately insofar as this is required by law as well as inform you of the associated rights.

11. Rights of the data subject

Within the context of the data protection law applicable to you and to the extent provided for therein (such as in the case of the GDPR), you have the right of access, correction, erasure, the right to limit data processing and otherwise to object to our data processing and to surrender certain personal data for the purpose of transferring this to another body (so-called data portability). Please note, however, that we reserve the right to assert the restrictions provided for by law, for example if we are obliged to store or process certain data, if we have an overriding interest in doing so (insofar as we are entitled to refer to this) or if we need this data in order to assert claims. If this means you incur costs, we shall inform you in advance. We informed you in Fig. 4 that you are entitled to withdraw your consent. Please note that exercising these rights may conflict with contractual agreements and may have consequences such as the early termination of the contract or cost implications. We will inform you in advance if this is not already contractually regulated.

The exercise of such rights usually requires that you clearly prove your identity (e.g. by producing a copy of your identity card where your identity is otherwise not clear or cannot be verified). To assert your rights, you may contact us under the address specified in Fig. 2.

Data subjects can also assert their rights in court and have the right to file a complaint with the competent data protection authority. In Switzerland, the competent data protection authority is the Federal Data Protection and Information Commissioner (<http://www.edoeb.admin.ch>).

12. Changes

We may amend this privacy policy at any time without advance notice. The version currently published on our website shall apply.

Nutriswiss AG, January 2022
