

# DATA PRIVACY STATEMENT TO USERS

(last updated on 11/09/2020)

## 1. Object of the statement

“Doka” (hereinafter also referred to as “we”, “us”, “our”, “ours”, Doka GmbH, Josef Umdasch Platz 1, 3300 Amstetten, Austria; controller pursuant to GDPR) takes the protection of personal data seriously. That is why Doka processes personal data independently pursuant to the requirements of the legislation to be applied, especially pursuant to Regulation (EU) 2016/679 of the European Parliament and Council dated 27 April 2016 on the protection of natural persons when processing personal data in relation to the free movement of data (“GDPR”).

“Personal data” is all information that relates to an identified or identifiable natural person such as name, address, email address and IP address.

The aim of this privacy statement is to inform the user (also referred to hereinafter as “you”, “your” or “yours”) about the purpose and scope of processing personal data as part of “**Doka Formwork Design Software**” (“DFDS”).

If you have been granted access to this software via a company, this company is responsible for processing your data in accordance with the GDPR. Please contact **this company directly** for any information you may need or questions you may have pertaining to the processing of your personal data.

Otherwise, you will find information below about how your personal data is processed:

This privacy statement applies to the download package “*Doka Formwork Design Software (DFDS) lite*” as well as the download package “*Doka Formwork Design*”

*Software full*” (each hereinafter referred to as “Software”) in their respective versions, thus for all included applications.

The *DFDS lite* download package contains the following applications in their respective versions:

- Beam Statistics
- Piecelist Editor
- Tipos
- Software Configuration, for the settings for the other applications

The *DFDS full* download package contains the following applications in their respective versions:

- Beam Statistics
- DokaCAD for AutoCAD
- DokaCAD for Revit (possibly with separate Doka Library for Revit)
- Piecelist Editor
- Software Configuration, for the settings for the other applications
- Tipos

## **2. Processing**

We process personal data on the basis of your consent (such as when you contact us by e-mail) and on the basis of the contract in order to provide you with our services.

If a company has made this service available to you, we process your personal data in the legitimate interest of this company in the improved and efficient design of work processes using advanced technologies.

We will process the following data categories:

- Email address
- Name

- Address
- Postal code
- City
- State
- IP address
- Log data (date and time)

We need this data for your registration and for providing the service. Each time you start the demo version of an application, you will be given the opportunity to register. After registration, you will receive an authorisation code by e-mail. It is only valid for the registered application and the computer used.

Furthermore, we need your data to be able to provide voluntary support and maintenance.

Recipient category:

Doka will not transmit the data that is collected via the registration form to third parties.

However, data may be disclosed to competent authorities, such as tax and supervisory authorities or law enforcement agencies, or to public bodies, courts or other third parties if the disclosure is necessary (i) for complying with applicable laws or regulations, (ii) for exercising, preserving or defending legal rights, or (iii) for protecting your important interests or the important interests of another person.

## **Newsletter**

Doka uses the newsletter to provide information about future DFDS updates.

A valid email address is required to register for the newsletter. The IP address and login date are stored during the registration process. This procedure is used for security reasons in the event that a third party misuses the email address and registers for the newsletter without the authorised user being aware. Doka uses this data solely to send the information described.

After registering, the user will receive an email to confirm the registration by clicking on the link (“double opt-in”).

By ordering the newsletter, you are giving your consent for all the data provided to be processed. The consent to store data, the email address and the use thereof for the newsletter can be revoked at any time. It can be revoked via a link in the newsletter or by notifying Doka.

If you send comments, ideas, change suggestions or other feedback on the service (“customer feedback”), you may transmit other personal data, as contained in the comments or in the feedback.

Recipient category:

The company eworx Network & Internet GmbH (“eworx”, Hanriederstraße 25, 4150 Rohrbach-Berg, Austria; processor within the meaning of GDPR) is responsible for sending the newsletters. The data provided during registration is transmitted to eworx and stored there. eworx offers analytics options to see how newsletters are opened and used. By agreeing to the newsletter, you are giving your consent for all the data provided to be processed. The consent to store data, the email address and the use thereof for the newsletter can be revoked at any time. It can be revoked via a link in the newsletter or by notifying Doka.

### **Use of cookies and applications from third-party providers**

Cookies are also stored on the User’s access device when the websites are used. Cookies are small files that enable specific information relating to the access device to be stored on the device.

Doka uses cookies to store IP addresses and log data (date and time). We process these data categories in order to provide you our Software.

Doka does not disclose this data to third parties.

### **3. International data transfer**

Your personal data may be transferred to and processed in other countries outside the EU/EEA for which an adequate level of data protection has not (yet) been established by the EU Commission and which may not offer the same high level of protection. Due to local laws and regulations, personal data may become accessible to local authorities or courts.

However, appropriate security measures have been taken to ensure that your personal data stays protected in accordance with this privacy statement. These measures include applying the European Commission's standard contractual

clauses for the transfer of personal data. The customer will provide you further details of the appropriate security measures in place upon request.

#### **4. Data storage**

In general, we only store your personal data for as long as it is necessary to fulfil the purpose for which it was collected. This applies to your feedback in particular. Beyond this time period, we store your personal data in order to comply with statutory retention obligations. If necessary, we can also store your data if potential legal claims against Doka have not yet become statute-barred; for certain claims, the statutory limitation period can be up to 30 years.

If there is no legitimate reason for the continued storage of personal data, they are either deleted or anonymised.

#### **5. Rights of data subjects and contact**

We refer to the fact that you, as User, have data subject rights in relation to the processing of your personal data. In particular you have the right:

- To check whether and which personal data about you we have stored and to receive a copy of these data (right to information)
- To demand correction, completion or erasure of your personal data that are incorrect or not being processed in compliance with the law (right to correction and erasure)
- To demand that we restrict the processing of your personal data (right to restriction)
- Under certain circumstances, to object to the processing of your personal data or to revoke the previously granted consent to processing (right to object or revoke consent)
- To receive a copy of the personal data you have provided to us in a structured, typical and machine-readable format and to have these data transmitted to another controller (right to data portability).

We do not process your personal data in order to make decisions based exclusively on automated processing, including profiling, that have a legal impact on you (Art. 22 GDPR).

In order to assert these rights and address other issues relating to the processing of personal data at Doka, please contact: Doka GmbH, Subject: Data protection query, Josef Umdasch Platz 1, 3300 Amstetten, Austria.

Please alternatively forward your queries on the subject of data protection at Doka to: [dataprotection@doka.com](mailto:dataprotection@doka.com)

Moreover, you have a right of appeal to the data protection authority of the Republic of Austria on matters relating to data protection via <https://www.dsb.gv.at/>.

## **6. Adapting the privacy statement**

We regularly update our data privacy statement. This may include the adaptation of this statement. Separate notice of this adaptation will not be provided. It is therefore recommended to access this statement on a regular basis.