

Data protection information for participants in the SESA project

Siemens Foundation, Germany

according to Art. 13, 14, 21 of the General Data Protection Regulation (GDPR)

We inform you below how and on what basis we process your personal data and what rights you have.

1. Who is responsible for data processing?

Siemens Foundation

represented by the Board of Directors (Dr. Nina Smidt (spokesperson), Klaus Grünfelder)

Kaiserstraße 16 in 80801 Munich, Germany

E-mail: info@siemens-stiftung.org

Phone: +49-89-540487-0

You can reach our data protection officer at datenschutz@siemens-stiftung.org

2. Processing purposes and legal basis

Your personal data will be processed in accordance with the provisions of the General Data Protection Regulation (GDPR), the Federal Data Protection Act (*Bundesdatenschutzgesetz*, BDSG) and other relevant data protection regulations.

We process your data, some of which may be personal, solely for the purpose of carrying out the tender process within the framework of the SESA project.

2.1 Consent (Art. 6 para. 1 lit. a GDPR)

If you have expressly given us consent to process personal data for certain cases, the respective consent is the legal basis for the processing mentioned there. You can revoke consent at any time with effect for the future.

2.2 Fulfilment of legal obligations (Art. 6 para. 1 lit. c GDPR)

We process your personal data insofar as this is legally required for the fulfilment of commercial and tax retention obligations or otherwise on the basis of legal norms. (e.g. according to the Money Laundering Act).

2.3 Safeguarding the legitimate interests of us or a third party (Art. 6 Para. 1 lit. f GDPR).

We may also process your personal data on the basis of a balance of interests to safeguard the legitimate interests of us or a third party. This is done for the following purposes:

- for the enforcement of our rights and defence against unjustified claims in the event of a legal dispute with you.

3. Categories of personal data processed by us

The following categories of data are processed:

- Personal data (e.g. name, nationality, profession/industry),
- Contact details (address, e-mail address, telephone number), including management team

- Names of shareholders
- Bank details (e.g. account number)
- Information about your business financial situation (e.g. annual financial reports, audits etc)

4. Who receives your data?

We pass on your personal data within our foundation to those areas that need this data to fulfil contractual and legal obligations or to implement our legitimate interest.

In addition, the following bodies may receive your data:

- Jury members who assist in the selection process:
 - ICLEI – Local Governments for Sustainability, Leopoldring 3, 79098 Freiburg Germany
 - Technische Universität Berlin, Straße des 17. Juni 135, 10623 Berlin, Germany
 - Smart Innovation Norway, Håkon Melbergs vei 16, Halden, Norway
 - Akenten Appiah-Menka University of Skills Training and Entrepreneurial Development, P.O. Box 1277, Kumasi, Ghana
 - Nelson Mandela University, uYilo eMobility Programme (NMU), P.O. Box 77000, Gqeberha, 6031, South Africa
 - Going Green, Waliranji trading center, P.O. BOX 1220, Mchinji, Malawi
 - Green Energy Park, Route Régionale Kelaa Km 3, R206, Ben Guerir, Morocco
- Public bodies and institutions in the event of a legal or official obligation under which we are obliged to disclose data;

5. Transfer of your data to a recipient in a third country or to an international organisation

A data transfer to jury members in states outside the European Union (EU) or the European Economic Area (EEA) (so-called third countries) or to an international organisation takes place on the basis of the standard contractual clauses of the EU 2021/914 of 4 June 2021.

The processing of your data to a third country does not take place in connection with the involvement of service providers as part of commissioned processing.

6. How long do we store your data?

We process your personal data for the duration of the selection procedure under the SESA project and delete it after 3 months (if your application has been unsuccessful).

In addition, we are subject to various retention and documentation obligations resulting from the legal framework, among other things. The retention and documentation periods specified there are up to five years beyond the end of the project.

Finally, the storage period is also assessed according to the statutory limitation periods, which, for example, according to §§ 195 ff. of the German Civil Code (*“Bürgerliches Gesetzbuch”*, BGB), are usually three years, but in certain cases can be up to thirty years.

7. To what extent is there automated decision-making in individual cases (including profiling)?

We do not use any purely automated decision-making procedures pursuant to Article 22 of the GDPR. Should we use these procedures in individual cases, we will inform you about this separately.

8. Scope of your obligations to provide us with your data

You only need to provide us with the data that is necessary to start and carry out the selection process with us. You are not obliged to provide personal data. However, without the provision of such data, the selection process would not be able to be carried out properly, which could ultimately result in the refusal of project funding. If we request additional data from you, you will be informed separately that the information is voluntary.

9. Data subject rights

You have the right

- To request information about your personal data processed by us in accordance with Art. 15 GDPR. In particular, you can request information about the processing purposes, the category of personal data, the categories of recipients to whom your data has been or will be disclosed, the planned storage period, the existence of a right to rectification, erasure, restriction of processing or objection, the existence of a right of complaint, the origin of your data if it has not been collected by us, as well as the existence of automated decision-making, including profiling, and, if applicable, meaningful information about its details;
- in accordance with Art. 16 GDPR, to demand the immediate correction of inaccurate or incomplete personal data stored by us;
- in accordance with Article 17 of the Regulation, to request the erasure of your personal data stored by us, unless the processing is necessary for the exercise of the right to freedom of expression and information, for compliance with a legal obligation, for reasons of public interest, or for the establishment, exercise or defence of legal claims;
- in accordance with Art. 18 GDPR, to request the restriction of the processing of your personal data, insofar as the accuracy of the data is disputed by you, the processing is unlawful, but you object to its erasure and we no longer require the data, but you need it for the assertion, exercise or defence of legal claims or you have objected to the processing in accordance with Art. 21 GDPR;
- pursuant to Art. 20 GDPR, to receive your personal data that you have provided to us in a structured, common and machine-readable format or to request that it be transferred to another controller;
- revoke your consent at any time in accordance with Art. 7 (3) GDPR. This has the consequence that we may no longer continue the data processing based on this consent in the future.

If you wish to assert one of these rights, please contact us or, if applicable, our data protection officer.

Information about your right to object according to Art. 21 GDPR

You have the right to object to processing of personal data relating to you that is carried out on the basis of Art. 6(1)(f) GDPR (data processing for legitimate interests) or Art. 6(1)(e) GDPR (data processing for tasks in the public interest).

If you object, we will no longer process your personal data unless we can demonstrate compelling legitimate grounds for the processing which override your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

Information about your right of withdrawal according to Art. 7 (3) GDPR

Insofar as we process your personal data for certain purposes on the basis of your consent, you have the right to **revoke your consent at any time** in accordance with Art. 7 (3) GDPR. Upon receipt of your revocation, we will stop processing data for the purposes for which you gave us

your consent. The lawfulness of the processing prior to receipt of your revocation remains unaffected.

Please note that the **revocation only takes effect for the future**. Processing that took place before the revocation is not affected.

Objection to processing for direct marketing purposes

In the event of data processing for direct marketing, you have the right to object at any time to the processing of personal data concerning you for the purpose of such marketing, as well as to profiling insofar as it is related to such direct marketing.

If you object to the processing for direct marketing purposes, we will no longer process your personal data for these purposes.

The objection can be made form-free and should preferably be addressed to:

Siemens Stiftung

Kaiserstraße 16

80801 München

Tel. +49-89-540487-0

E-Mail: opencall@siemens-stiftung.org

10. Your right of appeal to the competent supervisory authority

You have the right to lodge a complaint with the data protection supervisory authority if you believe that the processing of your data violates the GDPR (Art. 77 GDPR). The supervisory authority responsible for us is:

Bavarian State Office for Data Protection Supervision (BayLDA), Promenade 18, D-91522 Ansbach,
Phone: +49 (0) 981 180093-0, Email: poststelle@lda.bayern.de