

PRIVACY POLICY OF COMODULE OÜ BMZ Connect C

13/09/2018

BMZ Connect C application and related services are provided to you by COMODULE OÜ, incorporated in Estonia with its registered address at Dunkri 9, 10123 Tallinn, registry code 12699057, email info@comodule.com (hereinafter: COMODULE).

1. Overview

In this Privacy Policy “Applications” will mean BMZ Connect C application.

In this Privacy Policy “Services” will mean services made available to users within and in connection to the Applications.

This Privacy Policy is provided by COMODULE OÜ to explain how we collect, process, retain, share and transfer your personal data when you visit our Applications or use our Services.

Since BMZ Connect C has been developed by COMODULE and made available as a service to BMZ GmbH, company established and existing in Germany, with its registered address at Am Sportplatz 30, 63791 Karlstein, Germany (hereinafter: BMZ), this Privacy Policy may be supplemented with additional notices from BMZ as the provider of connected vehicles.

Our summarised principles for processing personal data are as follows:

- Collected personal data will be adequate, relevant and limited to below stated purposes
- Collected personal data will be kept accurate and up to date
- Personal data is processed fairly, lawfully and in a transparent manner
- Personal data is processed only for limited, specified and lawful purposes
- Unnecessary data will be deleted.

We process personal data only based on legitimate grounds of:

- With explicit consent of the user to whom the personal data relates to
- To protect legitimate interests and rights of the user to whom the personal data relates
- To protect our legitimate interests and rights
- To fulfill applicable laws and regulations or contractual obligations.

2. Collection of personal data

We collect personal data about you when you visit our Applications or use our Services:

- Registration and user information – we collect personal data to create you an account in the Applications and to provide you our Services you request from time to time. Upon registration we shall collect your name, email address, date of birth and identification information. We may require you to provide us with additional personal data as you use our Services. We may need you to provide us proof of your identity and for that reason we can ask you to upload copy of your identification document; from this copy we will have additional information on you, including type of identification card you hold, issuer of the document, your nationality, gender, document number, ethnical background, biometric data, etc. but we will not process these as separate pieces of data for any other

reason but to verify your identity. For some Services you may be asked to submit your biometric data to our Applications on voluntary bases.

- Experience information – we collect information on your device, technical usage data, and geolocation information while you use our Services and Applications. We collect the following information via our Applications: position-related data (GPS data), IP address, drive unit data, battery data, display data, vehicle manufacturer and model, an address which enables direct navigation (voluntary disclosure), speed, heart rate, watts, distance, battery level, pedaling cadence, calories, torque, browser tracking data. This information will be stored separately from the information of your account usage.
- Customer relationship information – We may collect additional information from or about you when you communicate with us, e.g. if you contact our customer support or respond to a survey.

By submitting us personal data and accessing our Services you indicate your consent to our collecting, processing and using this data as necessary for the provision of the Services. You also confirm that all the personal data provided to us is correct and up-to-date and you are taking an active obligation to update any item of personal data as soon as submitted data becomes incorrect, outdated or misleading.

Please note that we do not collect or cross-check personal data of our users from or by third parties.

3. Retention of personal data

We retain personal data in an identifiable format until you wish to terminate your account and notify us thereof. We may continue to retain your personal data post-termination for the least amount of time necessary to fulfill our legal or regulatory obligations and for our business purposes.

4. Processing of personal data

We process your personal data:

- To operate the Applications and provide the Services, including to create your account
- To manage our business needs, such as monitoring, analyzing, and improving the Services and the Applications' performance and functionality. For example, we analyze user behavior and perform research about the way you use our Services. We may anonymize and pseudonymise personal data in order to process and manage aggregated statistical data, including to provide statistical data to third parties or to make it publicly available.
- To manage risk and protect the Applications, the Services and you from fraud by verifying your identity, and helping to detect and prevent fraud and abuse of the Applications or Services.
- To comply with our obligations and to enforce the Terms&Conditions of our Applications and Services, including to comply with all applicable laws and regulations.

We Process your personal data upon your consent:

- To send you commercial information about COMODULE or BMZ Services and applications.
- To provide you with location-specific options, functionality or offers;

- To respond to your requests, for example to contact you about a question you submitted to our customer service team.

You can withdraw your consents at any time by contacting bmz@comodule.com.

5. Protection of personal data

We maintain technical, organizational, and administrative security measures designed to provide best protection for your personal data against loss, misuse, unauthorized access, disclosure, and alteration. The security measures include firewalls, data encryption, pseudonymization and anonymization, physical access controls to our data centres, and information access authorization controls.

While we are dedicated to securing our systems and Services, you are responsible for securing and maintaining the privacy of your password(s) and account information and verifying that the personal data we maintain about you is accurate and current. We are not responsible for protecting any personal data that we share with a third-party based on an account connection that you have authorized.

6. Sharing your personal data

COMODULE OÜ acts as *data controller* in respect to all users of COMODULE Applications and as principle *processor* of collected data. This means that we will determine the purposes and means for processing the personal data that is being collected from you.

We may also share your personal data with other COMODULE entities in different jurisdictions who collaborate to the Applications and Services. Your data may be shared with COMODULE GmbH, registered in Germany (address at Mindspace, Friedrichstr. 68 Berlin, Germany 10117), rendering sales and other services to COMODULE OÜ from time to time. All personal data protection and processing obligations as well as liability are in that case extended to such other entity receiving and processing the personal data.

Since the BMZ Connect C application has been made available as a service to BMZ, BMZ will also have access to pseudonymized data of BMZ Connect C users within the Applications and shall act as data processor in respect of the following information in the Application: in which country and city the Application is first accessed and user account created, which operating system the user used, and when the user last accessed the Application. BMZ will process the data for understanding where the main customer base is situated and how often and in which way they use the Application so future product development could take these parameters into account. Under agreement between COMODULE and BMZ entered into on 29/08/2018, BMZ is bound to follow the same obligations and restrictions while processing personal data as COMODULE. In addition, BMZ will have the following anonymous data based on use of the Application: battery health, current assist level, state of charge, thrust settings, motor temperature, motor firmware status and odometer.

We may share your personal data with third parties who are providing services to users of COMODULE Applications. The disclosure of personal data made available to such third parties will be on a voluntary basis. For example, anonymous position-related data (GPS data) will be

transmitted in the context of the tracking function to routing and navigation service provider with a view to extending and improving the cartographical materials.

Your personal data may be shared with other companies that provide services to COMODULE or BMZ. We undertake to secure that third parties will process personal data only on the following terms:

- processor will process personal data only under our instructions
- we take reasonable steps to secure that the third party complies with same legislation and requirements as applicable to COMODULE
- processor will be obligated to promptly inform us of (i) any failure to comply with necessary requirements, (ii) in case there has been a breach or attack to the security of the personal data, (iii) processor will submit its processing facilities to be audited by us on reasonable request to demonstrate its compliance with all applicable requirements.

We may also share information about you as permitted or required by law, including:

- if we need to do so to comply with a law, legal process or regulations;
- to law enforcement authorities or other government officials, or other third parties pursuant to a subpoena, a court order or other legal process.

We do not share your personal data with third parties for their marketing purposes without your consent. If we share anonymous data, this will not personally identify you or provide information about your use of the Applications or Services.

7. Connection with other platforms

COMODULE uses social plug-ins from the social network Facebook.com, which is operated by Facebook Inc., Palo Alto, CA, USA ("Facebook"). The plug-ins are identified with the Facebook logo or the suffix "Facebook social plug-in". When you visit a page on our website that contains such plug-ins, these buttons are initially disabled. The plug-ins will not be enabled until you click on the button provided. These buttons will only be activated and establish a connection to the social network in question upon their activation by the customer, who thereby indicates his/her consent to the transmission of his/her data to the operator of that network. If you are logged in on Facebook, Facebook can link your visit to your Facebook account. If you click on the relevant button, the corresponding information will be transmitted directly to Facebook by your browser and stored there. For information on the purpose and extent of the collection, further processing and use of data by Facebook, your rights in this regard and the optional settings for the protection of your privacy, please refer to the Facebook Data Use Policy. Should you not wish Facebook to collect data about you via our website, you should log out of Facebook before visiting our website.

COMODULE Applications and websites may contain links to third-party websites operated by providers that are not associated with us. After you click the link, we no longer have any influence over the collection, storage, or processing of any personal data transmitted to third parties upon your clicking of the link (such as the IP address or URL of the page that contains the link), as we naturally do not have any control over the behavior of third parties. Therefore, COMODULE cannot assume any responsibility for the processing of such personal data by third parties.

8. International transfers

For provision of our Services we use third-party service providers, such as Google. These service providers or their affiliates directly operating the services may not be situated in the European Economic Area and Switzerland (EEA). This means that they are not bound to provide the level of data protection as in EEA countries under the General Data Protection Regulation. To secure the protection of your personal data on the same level as in EEA, COMODULE shall apply contractual protections with its partners to match the level of protection required in EEA. Please contact us bmz@comodule.com for more information about our contracting partners and contractual protections.

9. Use of cookies and tracking technologies

COMODULE uses cookies and active components (e.g. JavaScript) to track visitors' actions, preferences and optimally tailor the design of the websites to those preferences. Cookies are small text files stored on your computer when you visit our website. If you like, you can delete the cookies at any time. However, this can result in some functions no longer being available. For information on deleting the cookies, please consult your browser's help function.

The use of cookies during the registration process and in the course of the provision of our Services first of all enables us to identify users who return as customers to our website after an initial visit. Furthermore, we can use cookies to optimize our range of services in line with users' individual requirements. We also use cookies as a means of chronicling both the statistical frequency of visits to the various parts of our website and general navigation-related aspects, and also for the creation of pseudonymous profiles, where applicable (see above).

10. Your options

Due to the nature of our services there are limited choices for you inside our Applications and Services. For example, without gathering the information while registering you as a user or collecting your geolocation information, we cannot provide you our Services. Your choice is then to discard or quit our Services.

You have some choices while submitting us your biometrical information but please note that incomplete or inaccurate information will serve as distort to our Services. You may be provided with instructions and prompts within the experiences as you navigate the Services.

You can opt-out of third-party platform, such as social media account, connections under privacy settings of your account and/or your account with the third-party platform.

You can manage cookies under your browser settings to delete, disable or block cookies or other tracking technologies. Deleting or disabling certain cookies may amount to loss of Services.

You may revoke your consent hereto at any time. The updated information and revocation may be communicated via e-mail to bmz@comodule.com. The revocation results in your account being deleted from the system. Accounts are automatically deactivated if they have not been used in 24 months (which is determined on the basis of the user's most recent login). Personal data is automatically deleted at the time of deactivation, taking into account the legal retention period.

11. Your access to your personal data

You have a right of access, rectification, restriction, opposition, erasure and data portability. Please contact bmz@comodule.com if you wish to exercise these rights. If you wish to complete an access request to all personal data that COMODULE holds on you, please note that you will be requested to provide proof of your identity.

12. Contact Us

You may contact us via bmz@comodule.com if you have general questions or concerns about this Privacy Policy and supplemental notices or the way in which we handle your personal data.