



# Data Protection Declaration for the Merchant Agreements

## Preamble

EVO Payments International GmbH takes the protection of personal data and your privacy very seriously. We would like to explain how we protect your data and what it means when you use our services. In order to guarantee the greatest possible protection of your privacy, we comply with all legal regulations on data protection. We comply with the provisions of the EU General Data Protection Regulation and its implementing laws.

### 1. Name and address of the responsible person

EVO Payments International GmbH, Elsa-Brändström-Straße 10-12, 50668 Cologne, Germany, hereinafter referred to as "EVO".

### 2. Name and address of the data protection officer

Our data protection officer is Bird & Bird DPO Services SRL, Avenue Louise 235 b 1, 1050 Brussels, Belgium. You can contact our data protection officer at any time with any questions concerning data protection. The best way is sending an e-mail to: [dpo\\_eu@evopayments.com](mailto:dpo_eu@evopayments.com) or a letter to EVO Payments International GmbH, Elsa-Brändström-Str. 10-12, 50668 Köln; Attention: EVO GDPR.

### 3. Personal data

Personal data is all data that can be related to you personally. This includes e. g. your name, your e-mail address or your account details.

### 4. Processing of personal data

Within the scope of our contractual relationship, you have made personal data available to us for the purpose of us delivering payment services to you, as set out in the contract:

- > Name
- > Address (street, postcode, town, country)
- > Telephone / mobile phone number
- > E-Mail address
- > Tax number
- > Sales tax number
- > Creditor ID
- > Register number
- > Registration office
- > Description of business activities
- > Bank details (bank name, SWIFT/BIC, IBAN)
- > Compulsory contributions according to the Money Laundering Act (name, date of birth, place of birth, nationality, place of residence, country, copy of identity card / settlement permit of the beneficial owner)

This data processing is based on Art. 6 para. 1 lit. b GDPR and serves the execution of the contract with EVO.

### 5. Processing of personal data in the context of advertising

#### 5.1. Personalized advertising

By your declaration of consent to the receipt of information and advertising, we would like to inform you about offers for products or services of EVO group companies by e-mail.

For this purpose, we capture your e-mail address. The identification of your e-mail address is done by the double opt-in procedure. This means that after processing your data you will receive a separate confirmation e-mail. Only after clicking on the link contained in the e-mail, you will receive advertising e-mails. In addition, we store your IP addresses and the time of registration and confirmation. The purpose of the procedure is to be able to record your agreement and, if necessary, to clarify a possible misuse of your personal data.

For a postal notification, we will use your surname, first name and your address.

In order to send you only relevant information, we must personalize your data. For this purpose, we evaluate the following data:

> Master data (name, address, date of birth).

The data will be deleted as soon as it is no longer necessary for the purpose of the initial reason for capture. Your e-mail address will therefore be stored for this purpose until you object to the transmission or withdraw your declaration of consent.

To unsubscribe, you can either send us an informal e-mail to [dpo\\_eu@evopayments.com](mailto:dpo_eu@evopayments.com) or use the link at the end of the advertisement to object.

You can revoke / withdraw your consent to the collection of other personal data collected during the registration process at any time.

No data is passed on to third parties in connection with data processing for the purpose of sending information and advertising. The data will be used exclusively for sending information and advertising.

The legal basis for the processing of the data after registration for the newsletter is Art. 6 para. 1 lit. a GDPR.

## 5.2 Standard advertising

We may use your verified e-mail address or your address for sending information and advertising. In such a case, only direct mail will be sent for similar goods or services of the EVO Group companies.

For this purpose we capture your e-mail address. The identification of your e-mail address is done by the double opt-in procedure. This means that after processing your data you will receive a separate confirmation e-mail. Only after clicking on the link contained in the e-mail, you will receive advertising e-mails. In addition, we store your IP addresses and the time of registration and confirmation. The purpose of the procedure is to be able to prove your registration and, if necessary, to clarify a possible misuse of your personal data.

For a postal notification, we process your surname, first name and address.

The data will be deleted as soon as it is no longer necessary for the purpose of the initial reason for capture. Your e-mail address will therefore be stored for this purpose for as long as the subscription to the newsletter is active.

To unsubscribe, you can either send us an informal e-mail to [dpo\\_eu@evopayments.com](mailto:dpo_eu@evopayments.com) or use the link at the end of the advertisement to object.

No data is passed on to third parties in connection with data processing for the purpose of sending information and advertising. The data will be used exclusively for sending information and advertising.

The legal basis for the dispatch of the non-personalized newsletter as a result of the provision of services is Section 7 para. 3 UWG.

## 6. Use of service providers for the processing of personal data / processing of data in countries outside the European Economic Area

The data and information provided in the contractual relationship will be exchanged between EVO and its affiliated companies within the EVO group for merchant management purposes. The data exchange is guaranteed by contractual regulations or other recognized instruments that your personal data is adequately protected.

Service providers in countries such as the USA are subject to data protection that does not generally protect personal data to the same extent as is the case in the member states of the European Union. As far as your data is processed in a country which does not have a recognized high level of data protection as the European Union does, we ensure through contractual regulations or other recognized instruments that your personal data is adequately protected.

## 7. Data security

We implement comprehensive technical and organizational security measures to protect your data from unwanted access.

## 8. Your rights

### 8.1. Right to information

You have the right to request information from us at any time regarding the data we store about you, including the source, recipients or categories of recipients to whom this data is passed on and the purpose of storage.

### 8.2. Right of revocation / withdrawal of consent

If you have given your consent to the use of data, you can revoke this at any time without giving reasons with effect for the future. All you need to do is send an e-mail to [dpo\\_eu@evopayments.com](mailto:dpo_eu@evopayments.com). Alternatively, you can send your revocation by post to EVO Payments International GmbH, Elsa-Brändström-Str. 10-12, 50668 Köln, Attention: EVO GDPR.

### 8.3. Right of rectification / correction

If your stored data is incorrect, you can contact us at any time and have it corrected.

### 8.4. Right to delete and block

You have the right to block and delete your stored personal data. As a rule, your personal data will be deleted within two working days of this right being asserted. Should the deletion contradict legal, contractual or tax or commercial storage obligations or other legal reasons, your data can only be blocked instead of being deleted. Once your data has been deleted, it is no longer possible to provide this information.

### 8.5. Data transmission law

Should you request the release or transfer of your personal data (as provided to us), we will release or transmit the data to you or another responsible person such as a data controller, in a structured, commonly used way, using a current and machine-readable format. The latter, however, only if this is technically possible.

### 8.6. Right of objection

You have the right to object at any time and without giving reasons. It is possible that in this case it may no longer be feasible for us to continue with your contracted services and your contract may need to be terminated by EVO.

### 8.7 Contact for assertion of the rights of the persons concerned

In order to assert your rights as a data subject, you are entitled to the means mentioned in Section 9 of the data protection declaration.

## 9. Right of appeal to the supervisory authority

You have the right to file a complaint with the responsible supervisory authority against the processing of your personal data if you feel that your data protection rights have been violated.

## 10. Storage time

The data collected for the purpose of the delivery of the services as defined by your contract will be deleted at the end of the contract, provided they are not subject to any legal storage obligation.

The data collected for advertising purposes will be deleted as soon as you object to this use or withdraw your consent.