

# Information for Customers of Eurex Repo GmbH on data protection

With this notice on data protection (hereinafter the “Notice”), Eurex Repo GmbH (hereinafter “We” or “Us”) informs you how We process your personal data. Your personal data means any information relating to your employees or any other individual concerned (hereinafter the “Personal Data”).

## 1 Identity and Contact details of Us and of Our Data Protection Officer

### Eurex Repo GmbH

Mergenthalerallee 61, 65760 Eschborn, Germany

T +49-(0)69-2 11-0

E-mail: info@deutsche-boerse.com.

Our data protection contacts are:

### Data Protection Officer

Eurex Repo GmbH

Mergenthalerallee 61, 65760 Eschborn, Germany

T +49-(0)69-2 11-0

E-mail: dataprotection@eurexchange.com

## 2 Purpose, categories of Personal Data, legal basis and retention

### 2.1 Categories of your Personal Data and purposes of our processing

We process the following categories of Personal Data of your employees or any other individual concerned for the following purposes:

2.1.1 Business contact details (e. g. name, position, business e-mail address, business telephone number, department, date of birth, nationality, national id) and business function for the purposes of customer/business relationship management, trading activities, business accounting and tolls, marketing and event planning; and

2.1.2 for the same purposes as we process business contact details and any other personal information about your employees or any other individual concerned contained in e-mails sent by you or others to Us.

### 2.2 Legal basis for Our processing of Personal Data that you provide to Us

Our processing of Personal Data that you provide to Us is permitted by law. We process your personal data in accordance with the provision of the EU General Data Protection Regulation (GDPR).

2.2.1 In order to comply with contractual obligations (Art. 6 (1) (c) GDPR): Personal data are processed for the performance of Our agreements with Our clients or performing pre-contractual measures as a result of queries. The purposes of personal data processing are determined by the specific service or product. This may include especially assessments, consultation, trading activities, and the execution of business accounting and tolls. Further details are specified on the documents of the concerned contractual relationship and in Our General Terms and Conditions.

2.2.2 Within the scope of the balancing of interests (Art. 6 (1) (f) GDPR): Our legitimate interests of processing all personal data that you provide to Us is the performance of our duties of the common business relationships, and marketing and event planning unless you have objected to the processing of your personal data for this purpose. Your potential interests in not processing your personal data have been taken into consideration and the amount of data minimized to the necessary.

### 2.3 Automated decisions

We do not make any automated decisions solely on automatic processing, including profiling, which would produce legal effects concerning you or similarly significantly affect you.

### 2.4 Sources from which we have obtained the Personal Data

We have obtained the Personal Data set out in Section 2.1 above e.g. from the following not public accessible sources: admission and KYC forms and documents and communication during the on-boarding and customer maintenance process. Moreover, we process personal data legitimately obtained from publicly accessible sources (such as trade registers, associations, press, internet, conference lists) or which have been legitimately transmitted to us from other companies of the Deutsche Börse Group.

### 2.5 Retention periods

The retention periods for Personal Data depend on the purpose of the processing. We will retain Personal Data set out under Sec. 2.1 above for as long as (i) necessary for the respective purpose, and/or (ii) required by applicable statutory retention laws. In your case, we will retain personal data that you provide to Us for as long as our business relationship with your firm lasts, plus any applicable retention periods required pursuant to statutory provisions (e.g. based on tax law provisions, Money Laundering Act) or required to pursue our legitimate interests after the termination of the business relationship (e.g. in order to make claims within the statutory limitation periods). The regulations require storage periods of up to ten years.

## 3 Transfer of Personal Data to third parties

### 3.1 Transfer of your Personal Data to third parties

Any transfer of Personal Data that you provide to Us to EU service providers (e.g. for purposes of IT hosting, operation and support), is based on prior signed data processing agreements according to GDPR requirements.

### 3.2 Transfer of Personal Data that you provide to Us to third parties located in countries outside the European Union?

If we transfer Personal Data that you provide to Us to third parties that are located outside the European Union (e.g. in the U.S.), we use so-called EU Model Clauses (such EU Model Clauses under

[http://ec.europa.eu/justice/data-protection/international-transfers/transfer/index\\_en.htm](http://ec.europa.eu/justice/data-protection/international-transfers/transfer/index_en.htm)) if there is no adequacy decision by the European Commission for such country.

## 4 Rights of the individual (incl. Right to Object)

Under applicable data protection laws, each individual has the right

- of access to, rectification of, and/or erasure of your Personal Data;
- to restrict to its processing of your Personal Data;
- to tell Us that he/she do not wish to receive marketing information; and
- (in some circumstances) to require certain of this Personal Data to be transferred to you or a third party, which he/she can exercise by contacting Us at the details set out at the beginning of this Notice.

Furthermore, **the individual has the right to object** to Us processing his/her Personal Data at any time to the extent We process the Personal Data for the purposes of Our legitimate interests. As to such purposes, you will find more information under Sections 2.1 and 2.2 above.

To the extent Our processing of the Personal Data is based on individual's consent, he/she also has the right to withdraw the consent, without affecting the lawfulness of Our processing based on his/her consent before its withdrawal. To exercise rights of the individual, each individual can contact Us as set out in Section 1 above.

He/she can also lodge a complaint about Our processing of your Personal Data with a data protection authority, in particular, in the EU Member State of your habitual residence, place of work or of an alleged infringement of applicable data protection laws.

Our competent Data Protection Authority is:

Der Hessische Datenschutzbeauftragte  
Postfach 3163, 65021 Wiesbaden, Germany  
T +49-(0)611-14 08-0,  
F +49-(0)611-14 08-611  
E-mail: Poststelle@datenschutz.hessen.de