

MKK Europe B.V. General Privacy Terms

1 Introduction

These Privacy Terms set out how MKK Europe B.V. (“we”, “our”, “us”, “MKK Europe”) handles the Personal Data of its customers. MKK Europe is the Controller for this Processing, unless expressly stipulated otherwise.

2 Personal data protection principles

We adhere to the principles relating to Processing of Personal Data set out in Applicable Privacy Legislation.

3 Purposes

- Performance of the contract;
- To communicate with you and internally;
- Optimizing our services.

4 Legal grounds for processing

We only Process Personal Data for the above mentioned purposes. The legal grounds for these purposes are set out below:

- with the prior consent of a Data Subject(s);
- the Processing is necessary for the performance of a Contract with a Data Subject;
- to meet our legal compliance obligations; and/or
- to pursue our legitimate interests for purposes where they are not overridden because the Processing prejudices the interests or fundamental rights and freedoms of Data Subjects.

5 Data processing related to the provision of MKK Europe products and services

The provision of our services and products requires the Processing of Personal Data.

We Process Personal Data which you provide to us and Personal Data obtained in the course of providing our services or products. When you provide Personal Data to MKK Europe, please do not provide information that is irrelevant, not accurate and/or unnecessary for the services and products provided.

Our services can be divided in the following categories:

- Technical Service;
- Spare parts;
- Major Components sales;
- Training facility.

The Processing of Personal Data for the provision of these services may include but are not limited to:

- name, gender, address, postal code, place of residence, telephone number;
- Email address

We are processing the abovementioned Personal Data in as far as it is necessary for the performance of a Contract with a Data Subject and/or to meet our legal compliance obligations. We do not process special categories of Personal Data for the provision of the abovementioned services.

If you have any questions regarding our products or services, you can contact us via the contact form on the website. The Processing of Personal data with regard to our contact form may include, but are not limited to:

- name, telephone number, e-mail;
- gender, address, postal code, place of residence

6 Direct marketing

We will always request your prior consent to use your Personal Data for electronic direct marketing, except where we have obtained contact details in the course of a sale to you while providing the option to object against the use and it involves marketing similar products or services. In that event the Processing is necessary for purposes of a legitimate interest pursued by MKK Europe, namely to conduct its normal business. You may always object to direct marketing.

7 Sharing with third parties

We only share the Personal Data we hold with third parties, such as our service providers, if:

- a. they have a need to know the information for the purposes of providing the contracted services;
- b. the third party has agreed to comply with the required data security standards, policies and procedures and put adequate security measures in place;
- c. the transfer complies with any applicable cross border transfer restrictions.

For the provision of our services we will provide Personal Data to:

- **Group entities** operating on behalf of MKK Europe, such as the entities of the Mitsubishi Kakoki Group. This includes all personal data mentioned above;
- **Subcontractors and service providers** involved in providing the services, such as airlines, shipping lines, trucking companies, depots.

8 Transfer to countries outside the EEA

The third parties involved in providing the services may be located outside of your jurisdiction. We also share Personal Data of you within the MKK Europe Group. This will involve transferring your data to countries outside the European Economic Area (EEA), such as Korea.

If and insofar as we transfer Personal Data with parties in countries outside the EEA that do not have an adequate level of protection, we will agree with these parties data protection provisions set by the European Commission, so called Standard Contractual Clauses. A copy of the agreed standard provisions can be requested by you at MKK Europe. Please contact us if you would like to obtain additional information on the transfer of Personal Data

out of the EEA.

9 Security

We take appropriate organizational and technical security measures to protect your Personal Data and to prevent misuse, loss or alteration thereof. In addition, we limit access to Personal Data to those employees, agents, contractors and other third parties who have a need to have access. Also the aforementioned persons involved are bound by a confidentiality obligation, either in their employment agreements or (data processor) contracts.

We have internal safety guidelines in place including a data breach policy in which it is described how to deal with a suspected Personal Data breach. We will notify the relevant supervisory authority and the data subjects involved if required under Applicable Privacy Legislation.

We store Personal Data which we collect during the provision of our services on servers in and outside the EEA, including Japan. The storage will involve transferring your data outside the EEA. Reference is made to article 7 of these Privacy Terms.

10 Retention Periods

We do not store your Personal Data any longer than necessary for the purposes for which we collect the Personal Data. If the Personal Data are no longer required for the purposes for which we collected or otherwise Processed the Personal Data, we will remove the Personal Data.

MKK Europe has in place Retention guidelines to ensure Personal Data is deleted after a reasonable time for the purposes for which it was being held, unless a law requires such data to be kept for a minimum time.

11 Data Subject's rights

Data Subject's rights:

- In so far as the Personal Data Processing is based on consent, a Data Subject has the right to withdraw consent at any time.
- A Data Subject has the right to request access to your Personal Data. This enables you to receive a copy of the Personal Data we hold about you.
- Data Subjects have the right to request rectification of the Personal Data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected.
- Data Subjects have the right to request erasure of your Personal Data. This enables you to ask us to delete or remove Personal Data where there is no good reason for us continuing to Process it.
- Data Subjects have the right to object to Processing of your Personal Data where we are relying on a legitimate interest. Insofar as the Processing of your Personal Data takes place for direct marketing purposes, we will always honour your request. For Processing for other purposes, we will also cease and desist Processing, unless we have compelling legitimate grounds for the Processing which override your interests, rights and freedoms or that are related to the institution, exercise or substantiation of a legal claim.
- Data Subjects have the right to request restriction of Processing of your Personal Data.

- Data Subjects have the right to request to transfer of your Personal Data to you or to a third party (right to data portability). We will provide Data Subjects, or a third party chosen, Personal Data in a structured, commonly used, machine-readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we used the information to perform a Contract with you.

We may request specific information from you to help us confirm your identity and your right to access, and to provide you with the personal data that we hold about you or make your requested changes.

The exercise of the abovementioned rights is free of charge.

We will provide you with information about the follow-up to the request as soon as possible and in any case within one month of receipt of the request. Depending on the complexity of the request and on the number of requests, this period can be extended with another two months. We will notify you of such an extension within one month of receipt of the request. Applicable law may allow or require us to refuse your request. If we cannot provide you with access to your personal data, we will inform you of the reasons why, subject to any legal or regulatory restrictions. If requests are manifestly unfounded or excessive, in particular because of the repetitive character, we will either charge you a reasonable fee or refuse to comply with the request.

12 Contact details

For any questions, complaints or in the event that you wish to make use of one of the rights mentioned above, you may contact us at the contact details below:

Email address: info@mkkeuropebv.com
Telephone number: 0031 (0)204560666

13 Data protection Authority

In addition to the above mentioned rights you have the right to lodge a complaint with a supervisory authority, in particular in the EU Member State of your habitual residence, place of work or of an alleged infringement of the GDPR at all times. However, we would appreciate the chance to deal with your concerns before you approach the supervisory authority so please contact us beforehand.

14 Miscellaneous

If provisions from these Privacy Terms are in conflict with the law, they will be replaced by provisions of the same purport that reflects the original intention of the provision, all this to the extent legally permissible. In that case, the remaining provisions remain applicable unchanged.

MKK Europe reserves the right to change these Privacy Terms on a regular basis. It is your responsibility to regularly review the applicable conditions. These Privacy Terms are last amended and revised in May 2018.

15 Definitions

In these Privacy Terms, the following definitions apply:

Applicable Privacy Legislation:	Applicable Privacy Legislation, including the General Data Protection Regulation ("GDPR") and the relevant national implementation acts.
Contract:	The Contract between a Customer and MKK Europe concerning the purchase and delivery of products or services.
Personal Data:	Personal Data concerns any information concerning an identified or identifiable natural person that is Processed by MKK Europe as described in these Privacy Terms.
Privacy Terms:	The present Privacy Terms.
Processing:	An operation or set of operations which is performed on Personal Data or on sets of Personal Data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.
Controller:	The natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of Personal Data.
MKK Europe:	MKK Europe B.V. Spinnerij 41 1185 ZS Amstelveen The Netherlands Chamber of Commerce number: 33264839.