

Privacy Notice

1. Information about the collection of personal data

In addition to our online offering, we provide a mobile app that you can download to your mobile device. In the following, we will inform you about the collection of personal data when using our mobile app. Personal data is all data that can be related to you personally, e.g. name, address, email address, user behavior.

The companies of the LogPay group of companies work closely together. This also concerns the processing of your personal data. When processing personal data, LogPay Financial Services GmbH and LogPay Transport Services GmbH are jointly responsible for the protection of your personal data (Art. 26 GDPR). As part of their joint responsibility under data protection law, these companies of the LogPay group of companies have agreed on who will fulfill which obligations under the GDPR. This concerns in particular the exercise of the rights of data subjects and the fulfillment of the duties to provide the information referred to in Articles 13 and 14 GDPR.

You can reach us at

LogPay Financial Services GmbH
Schwalbacher Straße 72
65760 Eschborn

Email: info@logpay.de

You can reach our data protection officer at datenschutz@logpay.de or at our postal address by adding "the Data Protection Officer".

Our offer can be basically used without disclosing your identity. In case of using one of our personalized services, you will be asked separately for the data necessary for processing the services. It is your free decision to use these services and to enter the corresponding data.

When you contact us by email or via a contact form, the data you provide (your email address and, where applicable, your name and telephone number) will be stored by us in order to answer your questions. We will delete the data collected in this context, once storage is no longer required, or limit processing thereof, if legally mandated retention periods apply.

If we use contracted service providers for individual functions of our offer or would like to use your data for advertising purposes, we will inform you in detail about the respective processes below. In doing so, we will also indicate the defined criteria for the storage period.

2. Processing of your personal data when using our mobile app

2.1 Information processed during downloading

When downloading our mobile app, the required information will be transferred to the App Store (e.g. Google Play or Apple App Store), i.e. in particular user name, email address and customer number of your account, time of download, payment information and the individual device identification number. We have no influence on this data collection and are not responsible for it. We will process the data only to the extent necessary for downloading our mobile app to your mobile device.

2.2 Automatically processed Information

When you use the mobile app, we will process the personal data listed below that is technically necessary for us to offer you the functions of our mobile app and to improve the functions and performance features of the mobile app and to ensure stability and security. The legal basis is Art. 6(1)(b) GDPR, as the processing is necessary for the performance of the contract between you and us for the use of the mobile app, and Art. 6(1)(f) GDPR, as we have a legitimate interest in ensuring the functionality and error-free operation of the mobile app and in offering a service that is in line with the market and interests.

- Operating system
- Time of access
- IP address
- Date and time of the request
- Time zone difference from Greenwich Mean Time (GMT)
- Access status/HTTP status code
- Internal device ID
- Data volume transferred in each case

Your internal device ID and the data volume transferred in each case will be processed during the time you use the mobile app, but will not be stored.

The mobile app does not use cookies.

2.3 Creation of a user account (registration) and login

When you create a user account or log in, we will use your access data (email address and password) to grant you access to and manage your user account ("mandatory information"). Mandatory information within the scope of registration is marked with an asterisk and is required for the conclusion of the user contract. If you do not provide this data, you will not be able to create a user account.

In addition, you can provide the following voluntary information as part of the registration process: first name and last name.

We will use the mandatory information to authenticate you when you log in and to follow up on requests to reset your password. We will process and use the data you provide during the registration or login process to verify your authorization to manage the user account; to enforce the mobile app terms of use and all related rights and obligations; and to contact you in order to send you technical or legal notices, updates, security notifications, or other communications, such as those related to the management of the user account.

We will use voluntary information to complete your user profile and display it in the mobile app.

The legal basis is Art. 6(1)(b) GDPR, as this data processing is necessary for the performance of the contract between you and us for the use of the mobile app, and Art. 6(1)(f) GDPR, as we have a legitimate interest in ensuring the functionality and error-free operation of the mobile app and in offering a service that is in line with the market and interests.

2.4 Use of the mobile app

As part of using the mobile app, you can enter, manage and edit various information, tasks and activities. This information includes in particular:

- Display and radius search of charging stations and gas stations,
- Data about deposited fuel cards and transactions carried out, as well as

- Performing charging or refueling operations.

The mobile app also requires the following authorizations:

- Internet access: This is required to display data and perform actions in the mobile app.
- Camera access: This is required so that you can scan your fuel card number on demand for automated recording in the app as well as for scanning QR codes at charging stations.
- Positioning service: This is required to display your location in the app and to use the radius search as well as to take your current position into account for the Mobile Fueling function.

Usage data is processed and used to provide the service. This data processing is lawful in that the processing is necessary for the performance of the contract between you and us pursuant to Art. 6(1)(b) GDPR for the use of the app.

3. Data sharing and data transfer

In addition to the cases explicitly mentioned in this privacy notice, your personal data will be shared without your express prior consent only if this is permitted or required by law. This may be the case, for example, if data processing is necessary to protect the vital interests of the user or another natural person.

3.1 The data provided by you during registration will be shared within our group of companies for internal administrative purposes, including joint customer support, to the extent necessary.

Any disclosure of personal data is lawful if we have a legitimate interest in disclosing the data for administrative purposes within our group of companies (Art. 6(1)(f) GDPR).

3.2 Personal data will be forwarded to law enforcement or other authorities and possibly to injured third parties or legal advisers where this is necessary to clarify any illegal or abusive use of the mobile app or for legal prosecution. However, this will be done only if there are indications of unlawful or abusive behavior. Disclosure may also take place if this serves to enforce terms of use or other legal claims. We are also required by law to provide information to certain public authorities upon request. These include law enforcement authorities, authorities that prosecute administrative offenses subject to fines, and fiscal authorities.

Any disclosure of personal data is lawful where the processing is necessary for compliance with a legal obligation to which we are subject pursuant to Art. 6(1)(c) GDPR in conjunction with national legal requirements to disclose data to law enforcement authorities, or if we have a legitimate interest in disclosing the data to the aforementioned third parties if there are indications of abusive behavior or to enforce our terms of use, other conditions or legal claims (Art. 6(1)(f) GDPR).

3.3. We rely on the following external service providers to provide our service:

- Amazon Web Services EMEA SARL, 38 Avenue John F. Kennedy, L-1855 Luxembourg ("Amazon")
- Microsoft Ireland Operations Limited, One Microsoft Place, South County Business Park, Leopardstown, Dublin 18 D18 P521, Ireland ("Microsoft")
- P3 automotive GmbH, Heilbronner Straße 86, 70191 Stuttgart, Germany

External service providers are carefully selected by us as processors within the scope of Art. 28(1) GDPR, regularly reviewed and contractually obligated to process all personal data exclusively in accordance with our instructions.

Further information on data protection and data processing by Amazon can be found at <https://aws.amazon.com/de/compliance/eu-data-protection/>.

Further information on data protection and data processing by Microsoft can be found at <https://www.microsoft.com/de-de/trust-center/privacy>.

4. Data transfers to third countries

We also process data in countries outside the European Economic Area ("EEA"). This concerns in detail:

- Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA ("Google")

To display this map, the mobile app uses the API of Google's Google Maps service. When you open the map, information relating to your use of the mobile app, in particular your IP address and – if you have given your consent to this – your location data is transmitted to Google and processed there.

Processing in the context of the use of Google Maps and information obtained via Google Maps is carried out in accordance with the Google Maps Platform Terms of Service at <https://cloud.google.com/maps-platform/terms> and the Controller Terms at <https://privacy.google.com/businesses/controllerterms/>

For more information on the purpose and scope of data collection and processing by Google, please refer to Google's privacy policy. There you will also receive further information about your rights in this regard and setting options for protecting your privacy: <https://policies.google.com/privacy?hl=en>.

In order to ensure the protection of the personal rights of users also in the context of these data transfers, we make use of the standard contractual clauses of the EU Commission pursuant to Art. 46(2)(c) GDPR when structuring the contractual relationships with Google in third countries. These are available at https://ec.europa.eu/info/law/law-topic/data-protection/international-dimension-data-protection/standard-contractual-clauses-scc_en.

5. Data storage period

We will delete or anonymize your personal data as soon as it is no longer necessary for the purposes for which we collected or used it in accordance with the preceding paragraphs. As a rule, we will store your personal data for the duration of the usage or contractual relationship via the app plus a period of 6 months, during which we will keep backup copies after deletion, unless this data is needed longer for criminal prosecution or to secure, assert or enforce legal claims.

Specific statements in this privacy notice or legal requirements for the retention and deletion of personal data, in particular data that we must retain for tax reasons, remain unaffected.

6. Your rights

You have the following rights with respect to us regarding your personal data:

- Right of access,
- Right to rectification or erasure,
- Right to restriction of processing,
- Right to object to processing,
- Right to data portability.

You also have the right to complain to a data protection supervisory authority about our processing of your personal data.

7. Objection or withdrawal of consent to the processing of your data

If you have given your consent to the processing of your data, you can revoke such consent at any time. Such revocation will affect the permissibility of processing your personal data once you have declared it to us.

Insofar as we base the processing of your personal data on a weighing of interests, you may object to the processing. This is the case, in particular, if processing is not necessary for the performance of a contract with you, which is shown by us in each case in the following description of the functions. When exercising such an objection, we ask you to explain the reasons why we should not process your personal data as we have done. In the event of a justified objection, we will review the merits of the case and will either discontinue or adapt the data processing or show you our compelling legitimate grounds based on which we will continue the processing.

Of course, you can object to the processing of your personal data for purposes of advertising and data analysis at any time. You can inform us of your advertising objection at the above contact details.

8. Changes to the privacy notice

The technical development of the mobile app, our offer or changes in the legal situation make it necessary to adapt the privacy notice. Therefore, we reserve the right to change it from time to time and to update any changes in the collection, processing or use of your personal data. The current version is always available under "Legal" within the mobile app.

Status: September 2021