

1. GENERAL PROVISIONS

At aqumo technologies SA ([CHE-113.809.603](tel:+41783113809603), hereinafter AQUMO or we), we are committed to protecting all the personal information that is entrusted to us. We are committed to complying with all applicable privacy and data protection laws and we comply with our statutory duty to inform about the storage of data, the type of data, their purpose and our identity.

Based on Article 13 of the Swiss Federal Constitution and the data protection regulations of the Federal Act on Data Protection (FADP) and in accordance with the General Data Protection Regulation (EU) 2016/679 (GDPR), every person is entitled to protection of their privacy and to protection against misuse of their personal data. We comply with these terms. Personal data will be kept strictly confidential and will not be sold or passed on to third parties.

2. RESPONSIBILITIES AND CONTACT

This Privacy Statement provides an overview of which personal data AQUMO collects about you, how this personal data is processed and when and to whom it may be disclosed, therefore we encourage you to review this Privacy Statement to understand our procedures, which are the rights you have under the applicable data protection laws in relation to your personal data and how to exercise such rights. The policy applies to all personal data processed by AQUMO.

When AQUMO processes personal data on behalf of its customers it has to be considered as the processor; the customers are exclusively responsible for the lawful data processing. In such cases, if you have any questions about the processing of your data or would like to assert your data protection rights, please directly contact your supplier or consult their privacy policies.

Despite careful content control we exclude liability for the content of external links on our website or social media channels. We also exclude responsibility for the content of files you use with our products or services.

If you have questions or comments about our privacy practices or if you would like help exercising your privacy rights, please contact us: aqumo technologies SA (attention: Privacy Office), Via Ceresio 12, 6963 Lugano (Switzerland), +41 91 2280159 or privacy@aqumo.net.

3. TERMINOLOGY

For the definition of terms which are relevant under the applicable data protection law, such as "personal data", "processing", ... we refer to the respective data protection laws, in particular the Data Protection Act (FADP SR 235.1) and the Data Protection Ordinance (OFADP SR 235.11) and, to the extent applicable, the General Data Protection Regulation of the European Union (GDPR).

4. APPLICABILITY

This Privacy Statement explains our practices with respect to personal data and applies in principle whenever you contact or have contacted AQUMO, in particular but not exclusively:

- through our website (www.aqumo.net);
- when you interact with us through digital communication media;
- through business relationships that you or your organization maintains with AQUMO;
- when you request marketing or promotional material from us;
- through your employment relationship with us;
- purchase a product or use a service provided by AQUMO; or
- apply for a job with AQUMO.

This Privacy Statement forms an integral part of our General Terms of Contracts (GTC) therefore by using a service or product provided by AQUMO, you agree to the processing of your personal data and accept this Privacy Statement.

5. COLLECTION AND USAGE OF PERSONAL DATA, NATURE AND PURPOSE OF THEIR USE

5.1 **When visiting the website**

Every time a visitor accesses our website, the internet browser used on his device automatically sends information to our web server which stores the information in a log file.

The following data will be collected without your intervention and stored until automated deletion:

- if necessary IP address of the requesting computer, as well as device ID or individual device identifier and device type,
- name of the retrieved file and amount of data transferred, as well as date and time of retrieval,
- message about successful call,
- requesting domain (origin of your request, from which you came to our website),
- description of the type of internet browser used and, if applicable, the operating system of your terminal and the name of your access provider,
- location information, including location data from your mobile device (if provided).

Our legitimate interest in accordance with GDPR/FADP for the collection of data is based on the following purposes:

- ensuring a smooth connection setup and comfortable use of the website,
- evaluation of system security and stability as well
- for further administrative purposes.

In no case we use the collected data for the purpose of drawing conclusions about you.

5.2 When concluding a contractual relationship of any kind:

When concluding any contractual relationship of any kind, we ask you for the following personal data:

- data that personally identifies you, such as your natural name and e-mail address
- other personal data which we are legally obliged or authorized to collect and process and which we need for your authentication, identification or verification of the data we collect.

The mentioned data will be used exclusively for the processing of the contractual relationship in accordance with GDPR/FADP. The data collected will be kept for as long as necessary for the execution of the contracts we have entered into, or until you have exercised your right to cancellation or your right to transfer the data to another company.

6. TRANSFER OF PERSONAL DATA

A transfer of your data to third parties for purposes other than those listed below does not take place, in fact we only transfer your data to third parties if:

- you have given your express consent to,
- this is necessary for the settlement of contractual relationships with you,
- there is a legal obligation to pass it on,
- disclosure is required for asserting, exercising or defending legal claims and there is no reason to assume that you have a predominantly legitimate interest in not disclosing your data.

In these cases, however, the amount of data transmitted is limited to the minimum required. Our privacy policy is consistent with applicable data protection laws and the data is processed only in the Switzerland. A transfer to third countries does not take place and is not intended, with exception of data treated by third party cookies (see "Consent Preferences" on our web site).

7. AFFECTED RIGHTS

On request, AQUMO will inform you whether and which personal data about you are stored and in particular (but not exclusively):

- the processing purposes,
- the category of personal data,
- the categories of recipients to whom your data has been disclosed or will be,
- the planned storage period,
- the right of rectification, deletion, limitation of processing or opposition,
- the existence of a right of appeal,
- the origin of their data, if they were not collected from us,
- the existence of automated decision-making including profiling.

You also have the right to correct any incorrectly collected personal data or to complete incomplete data collected. Furthermore, you have the right to demand that we restrict the processing of your data, provided that the legal conditions for doing so are met. You have the right to receive the personal data relating to you in a structured, common and machine-readable format or to request the transfer to another person. In addition, you are entitled to the so-called "*right to be forgotten*".

You can request the deletion of your personal data from us, provided that the legal prerequisites exist. Regardless of this, your personal data will be automatically deleted by us if the purpose of the data collection has been omitted or the data processing has been unlawful.

You have the right to revoke/deny at any time any eventual given consent, consequently AQUMO will no longer be authorized to operate on your data.

You also have the right to object to the processing of your personal data at any time, provided that a right of objection is provided for by law. In the case of an effective revocation, your personal data will also be automatically deleted. If you would like to exercise your right of revocation or objection, it is sufficient to send an e-mail to the address listed above. In case of violations of the data protection regulations you also have the possibility to file a complaint with a supervisory authority.

8. EMBEDDED COOKIES AND/OR SIMILAR TRACKING TECHNOLOGIES

We typically use cookies and other similar techniques which can identify your browser or your device. A cookie is a small file which is sent to your computer or stored automatically on your computer or mobile device by your web browser when you visit our website.

- **Necessary cookies** are essential for the functionality of the website. These cookies are only used during a session, and they are deleted after your website visit (session cookies). An exception applies for the cookie that is set in the banner to reflect your choice. If you reject optional cookies, this exceptional cookie will only be saved for the current session. If you accept them, it will be saved for a month or for the period indicated.
- **Analytical cookies** are only used by our website if you disable *DoNotTrack* settings in your browser. These cookies allow us to find out more about the use of our website based on anonymised data and to continually improve it. Data produced by the cookies on our website are stored on our server and are considered private, therefore will not be distributed to third parties.
- **Other third-party services** may be directly integrated into some of our web pages. The service providers also use (functional) cookies. This means that your data is automatically transmitted to these providers when you use our web pages. The data protection provisions of the provider concerned apply exclusively. If you are simultaneously logged into an account with one of these services, the operator may be able to directly associate the information transmitted with the respective personal account. We have no influence on the collection of data or its further use by these providers.

We manage cookies through a consent management platform (CMS, [CookieYes](#)) and we inform users and capture their preferences with respect to the processing of their personal data. We will ask for consent for

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these cookies to be set, and you'll need to accept these cookies if you wish to view the content / use the functionalities of our website.

You can at any time change or withdraw your consent from the "Consent Preferences" section on our website.

9. DATA SECURITY

We take all necessary technical and organizational security measures to store your personal data so that it is not accessible to third parties or the public. If you would like to contact us by e-mail, we would like to point out that the confidentiality of the transmitted information can not be completely guaranteed with this communication method. We therefore recommend that you send us confidential information only by telephone or by post. For e-mail communication, we recommend the best possible encryption of your outbox via SSL technology.

We take appropriate technological and organisational security precautions to protect your personal data against unauthorised access and misuse, such as issuing instructions, training, IT and network security solutions, access controls and restrictions, encrypting data carriers and transmissions, pseudonymisation and checks.

AQUMO reserve the right to change the terms or to amend this policy without prior notice at any time. It corresponds to the status as of December 2023.