

# Data protection declaration

The controller in accordance with data protection laws, in particular the EU General Data Protection Regulation (GDPR) is:

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## General notice

Based on Article 13 of the Swiss Federal Constitution and the data protection provisions of the Federation (Data Protection Law, DSG), all persons are entitled to have their private sphere protected and to have their personal data protected against misuse. The operators of these sites take the protection of your personal data extremely seriously. We treat your personal data confidentially and in accordance with the statutory data protection regulations, as well as in line with this data protection declaration.

In co-operation with our hosting providers, we endeavour to protect the databases against unauthorised access, loss, misuse or falsification as best as possible.

We wish to point out that data transfer via the Internet (for example when communicating by email) can represent security risks. It is not possible to fully protect the data against third party access.

By using this website, you are declaring your agreement to the gathering, processing and use of data in accordance with the description below. This website can generally be visited without registering. Thereby data such as the sites requested and the name of the accessed file, date and time will be saved on the server for statistical purposes, without this data being able to trace your person directly. Personal data, in particular

name, address or email address will be gathered between you and Fista AG. Without your consent, the data will not be passed on to third parties.

## **Processing of personal data**

Personal data is all information which relates to a specific or definable person. A data subject is a person whose personal data is being processed. Processing means any handling of personal data, regardless of the method and procedure which is applied, in particular the storage, disclosure, obtaining, deletion, saving, alteration, destruction and use of personal data.

We process personal data in accordance with Swiss data protection laws. Otherwise, should the EU GDPR be applicable, we process personal data in accordance with the following legal basis in connection with Article 6 Paragraph 1 GDPR:

- a) Processing of personal data with the consent of the data subject
- b) Processing of personal data in order to fulfil a contract with the data subject and to carry out relevant pre-contractual measures
- c) Processing of personal data in order to fulfil a legal obligation to which we are subject in accordance with applicable EU laws or applicable laws of a country in which the GDPR applies in full or in part
- d) Processing of personal data in order to protect essential interests of the data subject or another natural person
- f) Processing of personal data in order to protect our legitimate interests or those of third parties, provided that the basic freedoms and basic rights of the data subject do not outweigh these. In particular, legitimate interests are our commercial interest in being able to provide our website, information security, the bringing of our own legal claims and compliance with Swiss law.

We process personal data for as long as is necessary for the respective purpose(s). In case of longer retention obligations due to legal and other duties to which we are subject, we restrict the processing accordingly.

## **Data protection declaration for cookies**

This website uses cookies. These are small text files which allow specific information relating to the user to be saved on his or her end device while he or she uses the website. In particular, cookies allow frequency of use and number of users of the sites to be calculated, behaviour whilst using the site to be analysed and also allow us to make our service more user friendly. Cookies remain saved after the end of a browser session and can be accessed again next time the site is visited. Should you not wish for cookies to be set, you can set your Internet browser in such a way that it rejects the acceptance of cookies.

## **Data protection declaration for SSL encryption**

For reasons connected to security and in order to protect the transfer of confidential information, for example the enquires which you send to us as the website operator, this page uses SSL encryption. You can recognise an encrypted connection by the address line of your browser changing from "http://" to "https://" and from the lock symbol in your browser line.

Should the SSL encryption be activated, the data which you transfer to us cannot be read by third parties.

## **Data protection declaration for server logfiles**

The provider of the sites automatically gathers and saves information in so-called server log files which are automatically transferred to us by your browser. These include:

- Browser type and browser version
- Operating system used
- Referrer URL
- Host name of the accessing computer
- Time of the server request

This data cannot be assigned to specific persons. This data is not combined with other data sources. We reserve the right to subsequently check this data if we become aware of concrete indicators of unlawful use.

## **Data protection declaration for contact forms**

Should you send us queries via the contact form, your information in the contact form, including the contact data provided is saved by us for the purpose of processing the enquiry and in case of any follow up queries. We will not pass this data on without your consent.

## **Data protection declaration for the right to information, erasure and blocking**

At all times, you have the right to free-of-charge information concerning the personal data stored about your person, its origin and recipient, as well as the purpose of the data processing. You also have the right to correction, blocking or deletion of this data. You can contact us via the address in the legal notice at any time for more information about the above, as well as if you have any further queries concerning personal data.

## **Data protection declaration for objection to advertising emails**

The use of contact data which is published under the mandatory legal notice for the sending of unsolicited advertising and information materials is hereby being objected to. The operators of the sites expressly reserve the right to take legal action in case of the unsolicited sending of advertising information, for example through spam emails.

## **Data protection declaration for Google Analytics**

This website uses Google Analytics, a service of Google Inc, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA. In order to de-activate Google Analytics, Google provides a browser plugin via the following link:<https://tools.google.com/dlpage/gaoptout?hl=de>. Google Analytics uses cookies. These are small text files which allow specific information relating to the user to be saved on his or her end device. These enable Google to carry out an analysis of the use of our website service. The information concerning your use of our sites (including your IP address) which is generated by the cookie is, as a rule, transferred to a Google server in the USA and saved there. We wish to point out that Google Analytics has been extended by the "gat.\_anonymizeIp();" code on this website, in order to guarantee an anonymous recording of IP addresses (so-called IP masking). Should anonymisation be active, Google shortens IP addresses within Member States of the European Union or in other Member States of the European Economic Area, which means that your identity cannot be traced. Only in exceptional cases is the full IP address transferred to a Google server in the USA and shortened there. Google complies with the data protection provisions of the EU-US Privacy Shield and is registered with the "Privacy Shield" programme of the US Ministry of Trade. Google uses the collected information in order to evaluate the use of our website, to compile reports for us in this respect and to provide other relevant services for us. Further information can be found via the following link:<https://www.google.com/intl/de/analytics/privacyoverview.html>.

## **Data protection declaration for the use of Google Web Fonts**

This website uses so-called web fonts which are provided by Google in order to display fonts in a standardised manner. When accessing a site, your browser loads the required web fonts into your browser cache, in order to correctly display texts and fonts. Should your browser not support web fonts, a standard font will be used by your computer.

Further information concerning Google Web Fonts can be found via the following link <https://developers.google.com/fonts/faq> and in the data protection declaration of Google: <https://www.google.com/policies/privacy/>

## **General exclusion of liability**

All information relating to our Internet service has been carefully checked. We endeavour to keep our information service up-to-date and to make sure that the content is correct and complete. However, the occurrence of errors cannot be fully excluded and for this reason, we cannot provide any guarantee concerning the completeness, correctness and up-to-dateness of information also of a journalistic - editorial nature. Liability claims connected to tangible or intangible losses which are caused by using the provided information are excluded, unless intentional or grossly negligent fault is present.

The provider can alter or delete texts according to its own discretion and without any prior notification and is not obliged to update the content of this website. Using and accessing this website takes place at the visitor's own risk. The provider, its customers or partners are not responsible for losses, such as direct, indirect or accidental losses, losses to be determined in advance in concrete terms or consequential losses which are allegedly incurred by visiting this website and as a result, cannot assume any liability for such.

The provider can also not assume any responsibility or liability for the content and availability of third-party websites which are accessible via external links provided on this website. The operators of the linked sites are solely responsible for their content. The provider is hereby expressly distancing itself from all third-party content which may be relevant in terms of criminality or liability or which breaches good manners.

## **Amendments**

We can adjust this data protection declaration at any time without prior notification. The respective current version which is published on our website applies. Should the data protection declaration be part of an agreement with you, in case of an update we will inform you of the change by email or by another suitable means.

## **Questions for the data protection officer**

Should you have any questions relating to data protection, please send us an email or get in touch with the person who is responsible for data protection at our organisation whose details are listed at the start of this data protection declaration.

Zollikon, 19.9.2018