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**SPILETT**  
new technologies

Project development assistance for  
regions II - Cohesion Countries,  
Outermost Regions and Islands (PDA II)  
*Privacy Policy (GDPR)*

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## Privacy Policy (GDPR)

Protecting the privacy of every individual on the Internet is crucial. Everyone should be able to decide for themselves how their data is to be used. With this privacy statement, we would like to underscore our commitment to the safe and trustworthy treatment of the privacy and personal rights of individuals on the Internet.

This data protection declaration is intended to inform the users of this website about the type, scope and purpose of the collection and use of personal data by the following parties in accordance with the European General Data Protection Regulation (GDPR)

- SPILETT new technologies GmbH
- CEO: Nadine Hölzinger, Henning Niemeyer
- Schöneberger Str. 18 D-10963 Berlin
- Phone: +49 (30) 536 796 57
- Fax: +49 (30) 536 796 60
- E-Mail: » [info\(at\)spilett.de](mailto:info(at)spilett.de)
- Web: » [www.spilett.de](http://www.spilett.de)
- Amtsgericht Charlottenburg HRB 109912
- Legal domicile Berlin
- VAT identification number: DE256469722

We collect, use and disclose your personal data within the scope and purposes established by the Clean Hydrogen JU in Part 2 of the Tender Specifications and only if this is permitted by law or if you consent to the collection of data. Personal data includes all information which serves to determine your person, and which can be traced back to you – for example your name, e-mail address and telephone number.

We take your data protection very seriously and treat your personal data confidentially and in accordance with the statutory provisions. Please note that data transmission over the Internet (e.g. communication by e-mail) can always be subject to security gaps. A complete protection of the data against access by third parties is not possible.

The use of published postal addresses, telephone or fax numbers and email addresses for marketing purposes is prohibited, offenders sending unwanted spam messages will be punished. We expressly reserve the right to take legal action against unsolicited mailing or e-mailing of spam and other similar advertising materials.

### CONSENT

By using our website, you consent to the storage and use of your data as described in this statement. Changes to this privacy statement will be made directly on this page so that you are always aware of what information we store and use.



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## Name and address of responsible persons

The person responsible within the meaning of the General Data Protection Regulation and other national data protection laws of the member states as well as other provisions of data protection law is the Data Protection Officer:

- SPILETT new technologies GmbH
- CEO: Nadine Hölzinger
- Schöneberger Str. 18 D-10963 Berlin
- Phone: +49 (30) 536 796 57
- Fax: +49 (30) 536 796 60
- E-Mail: » [info\(at\)spilett.de](mailto:info@spilett.de)
- Web: » [www.spilett.de](http://www.spilett.de)
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## GENERAL INFORMATION ON DATA PROCESSING, USE AND APPROPRIATION OF PERSONAL DATA

The use of our website is generally possible without providing personal data. The storage of personal data (for example name, address or email addresses) via our website is subject to your prior consent, i.e. we only have access to this information if you enter this information into the registration forms or send us an e-mail.

All information sent to us using the application forms for services from “Project development assistance for regions II – Cohesion countries, outermost regions and islands” or “PDA services” will be collected, stored and processed on behalf of the Clean Hydrogen Joint Undertaking. This information will be used to evaluate your application and contact you to inform you of the outcome of this evaluation process. After the end of the project, we will forward all information of the application including personal data to the Clean Hydrogen Joint Undertaking and delete it from our servers.

The named contact responsible for data protection at the Clean Hydrogen Joint Undertaking is the Data Protection Officer:

- Julien Spremolla
- Avenue de la Toison d’Or 56-60 – BE 1060 Brussels, Belgium
- Tel: +32 2 221 81 27
- E-Mail: » [julien.spremolla@clean-hydrogen.europa.eu](mailto:julien.spremolla@clean-hydrogen.europa.eu)
- Web: » [www.clean-hydrogen.europa.eu](http://www.clean-hydrogen.europa.eu)

During the evaluation process, personal information (contact name, email address, phone number) will not be disclosed to people or parties outside Spilett or the Clean Hydrogen Joint Undertaking. All other information provided in the application will be subject to an evaluation process that is implemented by the subcontracted parties of the PDA initiative.



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The application information, excluding personal information, will be disclosed to the following subcontracted parties who have confirmed that all information will be kept strictly confidential:

Element Energy, Ariema, Trezors, Reform Institute.

Upon completion of the evaluation process, these subcontracted parties will transfer all data to the Clean Hydrogen Joint Undertaking.

The collection, processing and use of personal data takes place within the framework of what is necessary for the fulfilment of the applicant and in accordance with the principles of data avoidance and data economy.

### **LEGAL BASIS FOR THE PROCESSING OF PERSONAL DATA**

Insofar as we obtain the consent of the data subject for the processing of personal data, Article 6(1)(a) of the General EU Data Protection Regulation (GDPR) shall serve as the legal basis for the processing of personal data required for the performance of a contract to which the data subject is a party, Article 6(1)(b) of the GDPR shall serve as the legal basis. This also applies to processing operations that are necessary for the implementation of pre-contractual measures.

Insofar as the processing of personal data is necessary to fulfil a legal obligation to which our company is subject, Article 6(1) GDPR shall serve as the legal basis in the event that the vital interests of the person concerned or another natural person necessitate the processing of personal data, Article 6(1) GDPR shall serve as the legal basis.

If the processing is necessary to safeguard a legitimate interest of our company or a third party and if the interests, fundamental rights and fundamental freedoms of the data subject do not outweigh the first interest, Article 6(1) GDPR shall serve as the legal basis for the processing.

### **DATA DELETION AND STORAGE DURATION**

Unless otherwise agreed, the personal data of the person concerned will be deleted or blocked as soon as the purpose of storage no longer applies. In addition, the data may be stored if the European or national legislator has provided for this in EU regulations, laws or other provisions to which the person responsible is subject. The data shall also be blocked or deleted if a storage period prescribed by the aforementioned standards expires, unless it is necessary for further storage of the data for the conclusion or performance of a contract.

### **AUTOMATED DATA COLLECTION WHEN USING THE WEBSITE**

Each time you access our website, our system automatically collects data and information from the computer system of the accessing computer. The following data is collected:



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## Information about

- the browser used
- the operating system and the version used
- the internet service provider
- the IP address
- Date and time of access
- Amount of data sent in bytes
- Visited Website from which the user's system accesses our website
- Websites accessed by the user's system via our website Access data

We collect data about accesses to the site and store these as "server log files". The collected data serve only statistical evaluations. These data are not stored together with other personal data of the user. However, we reserve the right to subsequently check the server log files if there are concrete indications of illegal use.

### **Purpose of the data processing.**

The temporary storage of the IP address by the system is necessary to enable delivery of the website to the user's computer. For this purpose, the user's IP address is pseudonymised by technical precautions and stored for the duration of the session. The IP address is stored in log files to ensure the functionality of the website. The data is also used to allow the forms on the website to be made usable and to ensure the security of our information technology system. An evaluation of the data for marketing purposes does not take place in this connection. In these purposes lies also our justified interest in the data processing after Article 6(1) GDPR.

### **Legal basis for data processing**

The legal basis for the temporary storage of data and log files is Article 6 (1) GDPR.

### **Storage time**

The data will be deleted as soon as they are no longer necessary to achieve the purpose for which they were collected. In the case of the collection of data for the purpose of providing the website, this shall be the case when the session in question has ended. In the case of the storage of data in log files, this shall be the case after no more than seven days. A storage going beyond this is possible. In this case the IP addresses of the users are deleted or alienated, so that an assignment of the calling client is no longer possible.

### **Possibility of opposition and removal of data**

The collection of data for the provision of the website and the storage of data in log files is mandatory for the operation of the website. Consequently, there is no possibility for the user to object.



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## COOKIES

### **Description and scope of data processing**

Our website uses cookies. Cookies are text files that are stored in the Internet browser or by the Internet browser on the user's computer system. When a user visits a website, a cookie can be stored on the user's operating system. This cookie contains a characteristic string of characters that enables the browser to be uniquely identified when the website is called up again.

We use cookies to make our website more user-friendly. Some elements of our website require that the calling browser can be identified even after a page change. The following data is stored and transmitted in the cookies:

- (1) Log-In information
- (2) Entered search terms
- (3) Information entered into the forms

The user data collected in this way is pseudonymised by technical precautions. It is therefore no longer possible to assign the data to the calling user. The data are not stored together with other personal data of the user.

If you do not want to be recognized again, you should delete all cookies when leaving the Internet. In addition, common browsers offer the option not to accept cookies. Note: It is not guaranteed that you can access all functions of this website without restrictions if you make the appropriate settings.

### **Legal basis for data processing**

The legal basis for the processing of personal data using technically necessary cookies is Article 6(1) GDPR.

The legal basis for the processing of personal data using cookies for analysis purposes is Article 6(1) GDPR if the user has given his consent.

### **Purpose of data processing**

The purpose of using technically necessary cookies is to simplify the use of websites for users. Some functions of our website cannot be offered without the use of cookies. For these it is necessary that the browser is recognized also after a page change.

The user data collected by technically necessary cookies are not used to create user profiles.



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In these purposes also our legitimate interest lies in the processing of personal data according to Article 6(1) GDPR.

### **Duration of storage, possibility of objection and removal**

Cookies are stored on the user's computer and transmitted to our site by the user. Therefore, you as a user have full control over the use of cookies. You can deactivate or restrict the transmission of cookies by changing the settings in your Internet browser. Cookies that have already been saved can be deleted at any time. This can also be done automatically. If cookies are deactivated for our website, it is possible that all functions of the website can no longer be used to their full extent.

### **REGISTRATION, DESCRIPTION AND SCOPE OF DATA PROCESSING**

On our website, we offer users the opportunity to register by providing personal data. The data is entered into an input mask and transmitted to us and stored. As part of the registration process, the user's consent to the processing of this data is obtained.

#### **Legal basis for data processing**

The legal basis for the processing of personal data using cookies for analysis purposes is Article 6(1) GDPR if the user has given his consent.

#### **Purpose of data processing**

Registration does not serve to conclude a contract with the user but is required for the provision of certain content and services on our website (application for PDA services).

#### **Duration of storage**

The data will be deleted as soon as they are no longer required for the purpose of their collection. This is the case for the data collected during the registration process if the registration on our website is cancelled or modified.

#### **Possibility of opposition and removal**

As a user you have the possibility to cancel the registration at any time. You can change the data stored about you at any time.

### **DEALING WITH CONTACT DETAILS**

If you contact us through the contact options offered, your details will be stored so that they can be used to process and respond to your enquiry. This data will not be passed on to third parties besides the Clean Hydrogen Joint Undertaking (having data ownership) without your



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consent. If you provide us with your e-mail address, we will communicate with you via e-mail. If you no longer wish to receive e-mails from us, you can cancel these at any time.

### **Legal basis for data processing**

The legal basis for the processing of the data is Article 6(1)(a) GDPR. The legal basis for the processing of data transmitted in the course of sending an e-mail is Article 6(1)(f) GDPR. If the purpose of the e-mail contact is to conclude a contract, the additional legal basis for the processing is Article 6(1)(b) GDPR if the user has given his consent.

### **Purpose of data processing**

If you contact us by e-mail, this also constitutes the necessary legitimate interest in the processing of the data. The other personal data processed during the sending process serve to prevent misuse of the contact form and to ensure the security of our information technology systems.

### **Duration of storage**

The data will be deleted as soon as they are no longer necessary to achieve the purpose for which they were collected. For the personal data from the input mask of the contact form and those sent by e-mail, this is the case when the respective conversation with the user has ended. The conversation is terminated when it can be inferred from the circumstances that the relevant facts have been conclusively clarified. The additional personal data collected during the sending process will be deleted at the latest after a period of seven days.

### **Possibility of opposition and removal**

The user has the possibility to revoke his consent to the processing of personal data at any time. If the user contacts us by e-mail, he can object to the storage of his personal data at any time. In such a case, the conversation cannot be continued. All personal data stored in the course of establishing contact will be deleted in this case.

### **LINKS TO OTHER WEBSITES**

Our website contains links to third-party websites. We are not responsible for the privacy practices or the content of such third-party websites and disclaim all liability for any damages that may result from the use of such links.

### **INFORMATION, QUESTIONS, RECTIFICATION AND CANCELLATION**

If your personal data is processed, you are the data subject within the meaning of the GDPR and you are entitled to the following rights vis-à-vis the person responsible:



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## Right to Information

You may request confirmation from us as to whether personal data concerning you is being processed by us. If such processing exists, you may request information from the person responsible regarding the following information:

- (1) the purposes for which the personal data will be processed;
- (2) the categories of personal data processed;
- (3) the recipients or categories of recipients to whom the personal information about you has been or will be disclosed;
- (4) the planned duration of the storage of the personal data concerning you or, if this is not possible, criteria for determining the storage duration;
- (5) the existence of a right to rectify or delete personal data concerning you, of a right to limit the processing by the controller or of a right to object to such processing;
- (6) the existence of a right of appeal to a supervisory authority;
- (7) all available information on the origin of the data, if the personal data are not collected from the data subject;
- (8) the existence of automated decision making, including profiling, in accordance with Article 22(1) and (4) GDPR and, at least in these cases, meaningful information on the logic involved and the scope and intended effects of such processing on the data subject.

You have the right to request information as to whether the personal data concerning you will be transferred to a third country or to an international organisation. In this context, you may request to be informed of the appropriate guarantees pursuant to Article 46 GDPR in connection with the transfer.

## Right to rectification

You have the right to have your personal data corrected and/or completed by the data protection officer if the personal data processed concerning you is inaccurate or incomplete. The data protection officer must carry out the rectification without undue delay.

## Right to limitation of processing

Under the following conditions, you may request that the processing of your personal data be restricted:

- (1) if you dispute the accuracy of the personal data concerning you for a period of time which enables the person responsible to verify the accuracy of the personal data;





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(2) the processing is unlawful and you refuse to delete the personal data and instead request the restriction of the use of the personal data;

(3) the data controller no longer needs the personal data for the purposes of processing, but you need them to assert, exercise or defend legal claims, or

(4) if you have lodged an objection against the processing pursuant to Art. 21 (1) GDPR and it has not yet been established whether the justified reasons of the data controller outweigh your reasons.

Where the processing of personal data concerning you has been restricted, such data may not be processed, with the exception of their storage, without your consent or for the purpose of asserting, exercising or defending rights or protecting the rights of another natural or legal person or for reasons of an important public interest of the Union or of a Member State.

If the processing restriction has been restricted in accordance with the above conditions, you will be informed by the controller before the restriction is lifted.

## **Right to deletion**

### a) deletion obligation

You may request the data controller to delete the personal data concerning you immediately and the data controller is obliged to delete this data immediately if one of the following reasons applies:

(1) Personal data concerning you are no longer necessary for the purposes for which they were collected or otherwise processed.

(2) You revoke your consent on which the processing pursuant to Article 6 (1) (a) or Article 9 (2) (a) GDPR was based and there is no other legal basis for the processing.

(3) You object to the processing pursuant to Article 21 (1) GDPR and there are no overriding legitimate reasons for the processing or you object to the processing pursuant to Article 21 (2) GDPR.

(4) The personal data concerning you have been processed unlawfully.

(5) The deletion of personal data concerning you is necessary to fulfil a legal obligation under Union law or the law of the Member States to which the data controller is subject.

(6) The personal data relating to you have been collected in relation to information society services offered pursuant to Article 8 (1) GDPR.

### b) Information to third parties



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If the person responsible has made the personal data concerning you public and is obliged to delete them in accordance with Article 17 (1) GDPR, he shall take appropriate measures, including technical measures, taking into account the available technology and the implementation costs, to inform the person responsible for data processing who is processing the personal data that you, as the person concerned, have requested them to delete all links to this personal data or copies or replications of this personal data.

### c) Exemptions

The right to deletion does not exist if the processing is necessary.

(1) on the exercise of freedom of expression and of information;

(2) to fulfil a legal obligation which the processing requires under the law of the Union or of the Member States to which the controller is subject or to perform a task carried out in the public interest or in the exercise of official authority vested in the controller;

(3) for reasons of public interest in the field of public health pursuant to Article 9(2)(h) and (i) and Article 9(3) GDPR;

(4) for archival purposes in the public interest, scientific or historical research purposes or for statistical purposes pursuant to Article 89 (1) GDPR, insofar as the law referred to in Section a) is likely to make it impossible or seriously impair the attainment of the objectives of such processing, or

(5) to assert, exercise or defend legal claims.

### **Right to be informed**

If you have exercised your right to rectify, cancel or limit the processing of your personal data against the controller, the latter is obliged to notify all recipients to whom the personal data concerning you have been disclosed of such rectification, cancellation or limitation, unless this proves impossible or involves a disproportionate effort.

They shall have the right vis-à-vis the person responsible to be informed of such recipients.

### **Right to data transferability**

You have the right to receive the personal data concerning you that you have provided to the responsible person in a structured, common and machine-readable format. In addition, you have the right to communicate these data to another data controller without being hindered by the controller to whom the personal data was provided, provided that

(1) the processing is based on a consent pursuant to Article 6 (1) (a) GDPR or Article 9 (2) (a) GDPR or on a contract pursuant to Article 6 (1) (b) GDPR and



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(2) processing is carried out using automated procedures.

In exercising this right, you also have the right to request that the personal data concerning you be transmitted directly by one responsible person to another responsible person, insofar as this is technically feasible. Freedoms and rights of other persons must not be affected by this.

The right to data transfer does not apply to the processing of personal data necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.

### **RIGHT OF APPEAL**

You have the right, for reasons related to your particular situation, to object at any time to the processing of personal data concerning you carried out pursuant to Article 6(1)(b)(e) or (f) of the GDPR, including profiling based on these provisions.

The controller will no longer process the personal data relating to you unless he can prove compelling reasons for processing worthy of protection which outweigh your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

If the personal data concerning you are processed for the purpose of direct advertising, you have the right to object at any time to the processing of the personal data concerning you for the purpose of such advertising; this also applies to profiling to the extent that it is connected with such direct advertising.

If you object to the processing for direct marketing purposes, the personal data concerning you will no longer be processed for these purposes.

You have the possibility to exercise your right of objection in relation to the use of Information Society services – notwithstanding Directive 2002/58/EC – by means of automated procedures using technical specifications.

### **Right to revoke the declaration of consent under data protection law**

You have the right to revoke your declaration of consent under data protection law at any time. The revocation of your consent does not affect the legality of the processing carried out based on your consent until you revoke it.

### **Automated decision in individual cases including profiling**

You have the right not to be subject to any decision based solely on automated processing, including profiling, that has any legal effect on you or similarly significantly affects you. This does not apply if the decision



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- (1) is necessary for the conclusion or performance of a contract between you and the person responsible,
- (2) is authorised by legislation of the Union or of the Member States to which the person responsible is subject and contains adequate measures to safeguard your rights and freedoms and your legitimate interests, or
- (3) with your explicit consent.

However, these decisions may not be based on special categories of personal data pursuant to Article 9 (1) GDPR unless Article 9 (2) (a) or (g) GDPR applies and appropriate measures have been taken to protect your rights and freedoms and your legitimate interests.

In the cases referred to in (1) and (3), the controller shall take reasonable steps to safeguard the rights and freedoms and your legitimate interests, including at least the right of the controller to obtain the intervention of a person, to present his or her point of view and to contest the decision.

#### **RIGHT TO APPEAL TO A SUPERVISORY AUTHORITY**

Without prejudice to any other administrative or judicial remedy, you shall have the right to complain to a supervisory authority, in particular in the Member State of your residence, place of work or place of presumed infringement, if you consider that the processing of your personal data is in breach of the GDPR.

The supervisory authority to which the complaint was submitted shall inform the complainant of the status and outcome of the complaint, including the possibility of a judicial remedy under Article 78 GDPR.

If you have any questions about this privacy statement, e.g. to review or update your personal data, please contact the following address:

SPILETT new technologies GmbH  
CEO: Nadine Hölzinger, Henning Niemeyer  
Schöneberger Str. 18  
D-10963 Berlin

or send an E-Mail to: [info\[at\]spilett.de](mailto:info[at]spilett.de)

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