

Data Protection

With the following data privacy notice, we would like to inform you about the processing of your personal data by Linde GmbH, Dr.-Carl-von-Linde-Strasse 6-14, 82049 Pullach, Germany.

From time to time, it may be necessary to adapt this privacy policy as whole as well as specific parts of it to comply with the up to date legal requirements or to cover the introduction of new services. The most recent version of our data privacy notice can be found at: <https://www.linde.com/privacy-statement> (<https://www.linde.com/privacy-statement>).

I. General Information regarding Data Protection at Linde

1. Controller and Data Protection Officer

The controller responsible for the processing of your personal data in the sense of data protection law is Linde GmbH. Linde GmbH is a subsidiary of Linde plc (in this document, Linde plc and its affiliated companies are referred to as “Linde”), a leading global industrial gases and engineering company.

The contact details of the EU Group Data Protection Officer (“EU GDPO”) of Linde GmbH are:

Linde GmbH
EU Group Data Protection Officer
Dr.-Carl-von-Linde-Strasse 6-14, 82049 Pullach, Germany
Email: dataprotection@linde.com (<mailto:dataprotection@linde.com>).

2. Your Data Privacy Rights

In connection with any processing of personal data by Linde GmbH, all data subjects have the following rights pursuant to Articles 15 to 21 GDPR - within the statutory limits of the member states:

- Right to information
- Right to correction
- Right of deletion
- Right to limitation of processing
- Right to data transferability

- Right of objection

Furthermore, you have the right to revoke your consent to the processing of your personal data at any time with effect for the future. Such revocation has no effect for the past, i.e. it does not affect the legitimacy of the data processing carried out up to the revocation. If you are of the opinion that the processing of personal data by Linde GmbH is not in accordance with the data protection regulations or you are not satisfied with the information provided by us, you have the right to file a complaint with the competent supervisory authority (see Art. 77 GDPR).

3. Transfer to Third Party Countries or International Organizations

We take care not to transfer your data to recipients in countries without an adequate level of data protection (third party countries). However, in some cases, this cannot be completely avoided. Where this is the case, Linde GmbH has taken and will take appropriate measures to ensure an adequate level of data protection at the recipient at all times. These include in particular adequacy decisions by the EU Commission or standard data protection clauses adopted by the EU Commission and are available via the EU Group Data Protection Officer.

4. Storage and Retention Periods

We process personal data only as long as it is necessary for the fulfillment of our contract obligations. As soon as the data concerned is no longer required for this, it is generally deleted. However, in order to comply with certain legal requirements, we must store some data beyond the termination of contractual relationships. This includes commercial and tax documentation, evidence and storage obligations. In these cases, we are generally required to safeguard or store data for three to ten years, or in rare instances, e.g. in legal disputes for up to 30 years.

II. Processing of Personal Data by Linde GmbH for Core Business Purposes

Linde is offering customers from the industrial retail, trade, science, research and public sectors a comprehensive product and service portfolio. Our customers, suppliers and partners are as diverse as we are. To conduct our complex international business, it is necessary to process personal data.

1. Type and Origin of Personal Data processed by Linde GmbH

We process personal data only to the extent necessary to fulfill our contractual and legal obligations in connection with the business relationship with our customers, suppliers and partners. "Processing" means that we collect, store, delete or transfer personal data, to list a few examples. Personal data processed by us includes:

- Master and contact data of customers and suppliers, such as name, address, telephone number, e-mail address, function, department of our contact persons, etc.
- Data we need for invoicing and payment processing, such as bank details, tax number, credit management information, etc., as far as it concerns the data of a natural person

- Supplier and customer relationship management information, such as order history, etc., as far as it concerns the data of a natural person

We regularly receive the personal data processed by us within the framework of and in the course of our business relationship with our customers. In some cases, we also receive personal data from affiliated companies of Linde, e.g. contact data from suppliers within Linde's supplier relationship management. In some cases, we also process personal data that we have received in another manner, in accordance with the applicable data protection laws. This is regularly the case regarding:

- Publicly accessible sources, e.g. trade and business registers, trade fairs, exhibitions, Internet sources, newspapers, trade directories, etc.
- Third parties who are not affiliated with Linde, e.g. trade/business associations, credit agencies, insurance companies, etc.

2. Purpose for Processing by Linde GmbH and Legal Basis

We process your personal data only for permitted purposes and in accordance with the applicable legal provisions of the GDPR and relevant national data protection laws.

2.1 We process Data to fulfill our Contractual Obligations

We process personal data to fulfill our contractual obligations towards our customers and suppliers or to carry out so-called pre-contractual measures, which take place upon a specific request.

In these cases, the purpose of data processing is determined by the contract we have concluded with our customers or suppliers and services that are provided under this contract. This also includes, for example, the processing of personal data in the context of sending catalogues, information on our services or the preparation of specific offers.

2.2 We process Data to protect Legitimate Interests

We also process personal data insofar as it is necessary to safeguard the legitimate interests of Linde GmbH or Linde companies as well as our customers (and, if applicable, other third parties). Where this is the case, we process personal data only after due consideration of your relevant interests.

This includes in detail e.g.:

- The supply of products and the provision of services
- Customer service and handling of complaints
- Direct mail, provided you have not objected to the processing of your personal data for these purposes
- The surveillance of publicly accessible rooms in our branches with optical-electronic equipment (video surveillance)

– Transfer of personal data within Linde for internal administrative purposes

2.3 We process Data with your Consent

We also process your personal data if you have given us your consent. You may revoke your consent at any time. Please note, however, that data processing up to the date of revocation remains permissible.

2.4 We process Data to fulfill Legal Obligations

We are required to process certain data in order to comply with legal obligations. Such obligations may arise from certain provisions of national commercial, trade, tax and social law as well as European legislation, e.g. in connection with regulations to avoid the financing of terrorism. In detail, this may also result in obligations for Linde GmbH to safeguard, store, report and collect data, which generally serve control purposes from the respective authorities.

2.5 Information regarding Change of Purpose

Should we process your personal data for any reason other than that for which we originally collected them, we will only do so to the extent permitted by law and will inform you of this new purpose .

3. Recipients of your Data

Personal data will only be made available to other companies of Linde if and insofar as this is necessary to protect our legal and contractual rights and obligations. This, for example, can be the case for the coordination of our contractual services. Typical examples are centralized supplier and customer management services, centralized IT services and internal shared service center in finance and accounting.

We cooperate with external service providers to fulfill certain contractual obligations. This is the case, for example, in connection with specific supplier and customer management services, hosting of IT infrastructure and external shared service center in finance and accounting, payment processing (credit card, direct debiting, purchase on account), logistics and delivery, promotional activities or the transaction of online orders. As far as we involve external service providers, this always takes place within the legal limits and in compliance with the applicable data protection regulations.

We only transfer personal data to other recipients outside Linde if we are legally obliged or permitted to do so. In all other cases, we will only transfer your data to other third parties if you have given us your corresponding consent.

In the context of the continuous development of our business, we may divest subsidiaries or business parts or merge our business or parts thereof with another company. Such transactions typically entail the transfer of customer information pertaining to the sold or divested subsidiary or business part to the buyer or to the company created by the merger. In the unlikely event of a complete sale of Linde or substantial parts thereof, your personal information will also be transferred to the buyer.

4. Obligation to provide Data

In order to be able to provide our services to our customers, we must process certain personal data or are legally obliged to do so. We collect the corresponding data from you upon conclusion of the contract (e.g. address, business contact data and function). Without these data we cannot conclude contracts with our customers.

5. Automated Decision-Making and Profiling

We do not use automated decision-making processes for procedures that have legal implications or a similarly significant impact on you. No decision will be made without further human review.

Profiling within the meaning of Art. 4 (4) GDPR in general does not take place at Linde . In case of an exception, a separate data protection notice will be provided.

III. How we use Personal Data for the purposes of our Websites

The companies of Linde operate websites to provide you with information regarding the companies and their products and services.

1. Type and Origin of Personal Data processed by Linde GmbH

When you visit one of the websites of Linde, we collect certain personal data from you. Personal data processed in this connection may include your name, address, phone number or email address. Personal data processed in connection with the operation of our websites is typically actively provided by you when you use our website, e.g. when you register for a certain service such as a newsletter. In some cases, however, personal data processed can also be provided by third parties who are not affiliated with Linde, such as internet service providers or marketing affiliates or software plug-ins mainly due to technical reasons. The following data (in particular log information and device data) is automatically processed by Linde GmbH:

- The name of your Internet Service Provider (ISP)
- Your IP address
- Your browser type and your operating system (OS)
- Date, duration and time of your visit
- Visited websites
- Extracted data & downloaded files
- Your country
- Your referrer URL
- Your search term in case you were referred to our website by a search engine

2. Purpose for processing by Linde GmbH and Legal Basis

We process personal data only to the extent necessary in each case.

2.1 We process Data to fulfill our Contractual Obligations

We process personal data to fulfill our contractual obligations towards our customers or to carry out so-called pre-contractual measures, which take place upon a specific request. This may be the case when you register for certain services, for online orders or our supplier portal.

2.2 We process Data to protect Legitimate Interests

We also process personal data insofar as it is necessary to safeguard the legitimate interests of Linde GmbH or Linde companies as well as our costumers (and, if applicable, other third parties). Where this is the case, we process personal data only after due consideration of your relevant interests.

This includes in detail e.g.:

- Measures to analyze pseudonymized user behavior to further improve our websites
- Measures to provide website functionalities such as user account management, shopping carts

2.3 We process Data with your Consent

We also process your personal data if you have given us your consent. You may revoke your consent at any time. Please note, however, that data processing up to the date of revocation remains permissible. This includes in detail e.g.:

- Newsletter registrations
- Promotions
- Contact enquiries

3. Recipients of your Data

3.1 Linde Companies and Service Providers

Linde GmbH shares personal information as outlined above (see Section II. 3).

3.2 Social Media Providers

On some websites, Linde GmbH integrates some additional content and publications (blogs, posts, news, videos, interviews etc.) which has already been published in other social media / social networks (e.g. Facebook, LinkedIn, Twitter). As long as you do not click on any such content, no personal information will be transmitted to the respective social media provider.

By clicking on Social Media Wall content, your IP address will be transferred to the respective social media provider and stored, processed and used there in accordance with his privacy policy. To the extent that cookies of these social media providers are used in this regard, these will be dropped in accordance with applicable legal regulations (GDPR, ePrivacy) as described in our Cookie Policy.

You can find further details regarding the processing of your personal information by the social media providers here:

[Facebook privacy policy \(https://www.facebook.com/legal/FB_Work_Privacy\)](https://www.facebook.com/legal/FB_Work_Privacy)

[LinkedIn privacy policy \(https://www.linkedin.com/legal/privacy-policy\)](https://www.linkedin.com/legal/privacy-policy)

[Twitter privacy policy \(https://twitter.com/en/privacy\)](https://twitter.com/en/privacy)

4. Cookies

We use cookies. Further information regarding the nature and purpose of cookies employed by us are contained in our cookie policy, available at:

[https://www.the-linde-group.com/en/footer/cookie_policy.html \(/en/footer/cookie-policy\)](https://www.the-linde-group.com/en/footer/cookie_policy.html (/en/footer/cookie-policy)).

5. Links

Our websites contain links to other websites, which are subject to separate data protection notices of the respective operators of such websites.

IMPORTANT NOTICE

Information regarding your Right of Objection

1. Objection in particular Individual Situations

You have the right to object at any time to certain types of processing of your data for reasons arising from your particular situation. This right applies to data processing in the public interest and to data processing to protect legitimate interests. This right also applies to profiling, insofar as it is based on these two provisions.

If you object, we will cease processing your personal data. However, this does not apply if we can prove compelling reasons worthy of protection for the processing, that outweigh your interests, rights and freedoms, or if the processing serves to assert, exercise or defend legal claims.

2. Objection to processing for Direct Marketing purposes

In individual cases we process your personal data for direct marketing purposes. This is the case, for example, if we send you information about special offers or discount promotions.

You have the right to object to the processing of your personal data for these purposes. This right also applies to profiling insofar as it is connected to direct marketing.

If you object to direct marketing purposes, we will no longer process your personal data for these purposes.

Your objection does not require any specific form and can be e-mailed to us at: info@linde.com (<mailto:info@linde.com>).

Pullach, May 2020