

Information on personal data processing of business partners of HMMC

Who is the controller of personal data?

The controller of personal data is the company Hyundai Motor Manufacturing Czech, s.r.o., with its registered office at Průmyslová zóna Nošovice, Hyundai 700/1, 739 51 Nižní Lhoty, company reg. no. 27773035, registered in the Commercial Register maintained by the Regional Court in Ostrava, C 41484 (hereinafter referred to as HMMC).

What is the purpose of personal data processing?

HMMC processes personal data of business partners in order to perform its business activities, in particular:

- a) by sale and purchase of goods and services, namely by organization of tenders, process of concluding contracts with suppliers and customers and consequent contract fulfilling (hereinafter referred to as contract purposes);
- b) for the purpose of meeting legal obligations relating namely to concluding and fulfilling contracts (e.g. in the field of taxes and accounting);
- c) for protection of its legitimate interests (e.g. dealing with disputes including judicial and arbitration proceedings, exercising of rights relating to contract, control of fulfillment of legal obligations by control authorities).

What personal data are processed?

For the above mentioned purposes HMMC processes business partners' and its representatives' and contact persons' personal data to the extent necessary for fulfillment of the purpose. HMMC processes data obtained directly from business partners within ordinary course of trade or from publicly available sources.

In particular, the following personal data are processed:

- identification data of business partners, particularly trade name (or name and surname), company identification number, VAT identification number, address (registered office, place of business, establishment etc.) and payment data;
- identification data of business partners' representatives and contact persons, particularly name and surname, function (job title), phone number and e-mail address;
- data about contract and its fulfillment.

Personal data may be processed also within IT systems of HMMC, which HMMC uses to facilitate communication and cooperation with its business partners (HMG Partner, VAATZ, GQMS, HMMC Portal etc.). If these systems are used within cooperation of HMMC and business partners, HMMC processes in addition to above mentioned personal data also data about business partners' user accounts (login information, account usage information etc.)

How long are personal data kept?

- a) For the contract purposes personal data will be processed for the duration of tender, negotiations on a contract, or, if a contract is concluded, for the duration of a contract until the fulfillment of all contractual obligations;
- b) For the purpose of meeting legal obligations personal data will be processed for the necessary period or period laid down by relevant law;
- c) For the purpose of protection of legitimate interests of HMMC personal data will be processed for the period necessary for protection of such legitimate interests (e.g. for the duration of limitation or guarantee period, judicial proceedings etc.).

After the expiry of the period of processing personal data will be erased (or anonymized), if there is no lawful reason for further processing (storing).

What is the legal basis of personal data processing?

The processing of personal data is necessary for organization of tenders, contracting process and fulfillment of contracts (contract purposes), for meeting legal obligations of HMMC or for protection of legitimate interests of HMMC.

Is provision of personal data mandatory?

Submission of business partners' personal data is entirely voluntary. However, without its submission and processing it is not possible to realize business cooperation (particularly to conclude and fulfill a contract).

Is there a fully automated decision making process?

HMMC processes personal data both manually and by automated means through computer technology. While processing personal data, neither fully automated decision-making, nor profiling is used.

Are personal data safe?

Protection of personal data in HMMC is ensured organizationally and technically in accordance with relevant legislation. Also all processors, which process personal data for HMMC, provide comparable standard of personal data protection.

Personal data is under constant physical and electronic control. HMMC has modern control, technical and security mechanisms to ensure maximum protection of processed data from unauthorized access or transmission, loss or destruction, and other possible misuse.

Every person, who come into contact with personal data, in the performance of their work or contract obligations is bound by a statutory or contractual obligation of confidentiality.

Personal data may be shared also with external partners and advisers of the Controller (e.g. suppliers, lawyers, auditors, IT solution providers, etc.) if there is a legitimate interest of the Controller or a third party. Personal data may be shared also with public authorities or other institutions, if required by law.

What are rights of data subject?

In accordance with applicable law, in particular with Articles 15 – 21 of the Regulation of the European Parliament and of the Council (EU) 2016/679, the General Data Protection Regulation (the “GDPR”) the business partner can exercise its rights of data subject:

- the right to access the data we process, the right to the portability of personal data and the right to request the correction of inaccurate or incomplete data;
- the right to object processing of personal data according to Article 21 of GDPR;
- the right to file a complaint with the Office for Personal Data Protection (Úřad pro ochranu osobních údajů), Pplk. Sochora 27, 170 00 Prague 7, www.uoou.cz;
- the right to erasure of his / her personal data or limitation of its processing.