
PRIVACY POLICY

Metal Supply Experts GmbH is the responsible party for the processing of personal data collected through your use of our websites www.metalsupplyexperts.com and www.vareye.com and the VAREYE Platform and VAREEYE Phone App. The legal framework for this Privacy Policy resides in the Swiss Data Protection Act (DPA) and in the European General Data Protection Regulation (GDPR).

Our complete contact details are at the end of this privacy policy.

Based on Article 13 of the Swiss Federal Constitution and the data protection regulations of the Federal Government (Data Protection Act, DSG) and in accordance with GDPR, we emit this policy valid for Metal Supply Experts GmbH (from now on "MSE") and its brand VAREYE.

Personal data will be kept strictly confidential and will not be sold or passed on to third parties. Personal data may be stored if required by law (i.e. for book-keeping).

We welcome you on our websites. We accept no liabilities for external links to third-party content.

We collect data during your visit to our websites for internal use only and in the framework of the legal regulations, which you can refer to e.g. under the link listed at the end of this Privacy Policy. We request no personal data for the visit to our websites, whereas logging-in into reserved pages with your unique ID and password will be collected and stored for the purpose of compliance to our contractual obligations. In all cases, data will not be disclosed to third parties, except for what is needed to comply with our contractual obligations; in this regard, the transmission of data over the Internet may not be secure, therefore complete protection of the your data from fraudulent access by third parties is technically not granted.

1. COLLECTION AND STORAGE OF PERSONAL DATA AND THE NATURE AND PURPOSE OF THEIR USE

By accepting the general Terms and Conditions for the usage of the MSE and the VAREYE systems you explicitly consent to the collection, storage, processing and usage of your personal data with the limits described hereafter.

1.1 Website visit and usage

The following data might be acquired: browser information (type and version), operating system, Internet service provider, IP address, telephone number (if accessed via smartphone), date and time of access, geo-localization of mobile devices. The data is stored in a log file in our system and might be used to fulfil our contractual obligations.

Our legitimate interest in accordance. Art. 6 para. 1 sentence 1 lit. f DSGVO for the collection of data is based on the following purposes:

- i) Ensuring a smooth connection setup and comfortable use of the websites and Platform,
- ii) Evaluation of system security and stability
- iii) For further administrative purposes.

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

1.2 Data collection

When carrying out our contractual obligations on our websites we collect the following data:

- Your first and last name, your e-mail address, your mobile telephone number and optionally your Skype-ID and your WhatsApp messenger number
- The name of your company
- Your IP or geo-localization (in the case that you use a PC or a smartphone)

We must collect and process the data mentioned above for your authentication, identification or verification of the data we collect in order to fulfil our contractual obligations.

The retention period of the data is limited to the purpose of the contract and to contractual retention requirements. Please note that, in order to guarantee the accessibility to any CoC (Chain of Custody) that VAREYE certified in the past, your data might be stored for an undefined period of time.

2. TRANSFER OF PERSONAL DATA

The transfer of your data to third parties is carried out within the limits described below.

- The chain link in the CoC before you can access your data in order to appoint you as the next Custodian within the CoC.
- The next chain link after you may access your data in order that they are able to ascertain where the material is coming from, and where he/she must be the next Custodian.
- The end-user in your COC has the right to see all data for all chainlinks in the CoC in order to ascertain the fulfilment of our contractual obligation of providing an uninterrupted list of Custodians for the end-user's validation materials. Please note that the full CoC certificate produced by VAREYE contains your personal data and can be used by the end-user solely as a proof of custody during audits and inspections by third-party entities.
- There is a legal obligation to transfer your data or where disclosure is required to settle legal claims in the assumption that you do not have a predominantly legitimate interest in not disclosing your data.

Although your data is processed in the European Union, your data will be made available in the limits described above to third parties globally in fulfilment of our contractual obligations.

3. AFFECTED RIGHTS

Please contact us with the means provided at the end of this Privacy Policy in order to obtain information about which personal data of yours we store, the processing purposes, the recipients of your data, the storage period.

In the case of a request to delete, rectify or modify your personal data we shall inform immediately the affected end-users and we shall proceed with your request within 14 working days from the date when you sent the request. Please note that the modification, rectification and deletion of your personal data affects our ability to fulfil our contractual obligations. You can request the deletion of your personal data from us, provided that the legal prerequisites exist (Art. 17 GDPR).

IN ACCORDANCE WITH ART. 7 (3) GDPR, YOU HAVE THE RIGHT TO REVOKE YOUR ONCE GIVEN CONSENT TO US AT ANY TIME. AS A RESULT, WE ARE NO LONGER ALLOWED TO CONTINUE THE DATA PROCESSING BASED ON THIS CONSENT FOR THE FUTURE.

You have the right to object to the processing of your personal data if the right of objection is provided for by law.

In case of violations of the data protection regulations you have acc. Art. 77 DSGVO the possibility to file a complaint with a supervisory authority.

4. DURATION OF DATA STORAGE AND COOKIES

The data collected by MSE and VAREYE will be stored by us as long as necessary for the performance of the contracts we have entered into, or you have not exercised your right to cancellation or your right to transfer data to another company.

Our websites use Google Analytics, a service by Google Inc., 1600 Amphitheatre Parkway, Mountain View, CA 94043 United States. Google Analytics uses “cookies”, which are text files placed on your computer, to help the website analyse how users use the site. You may refuse the use of cookies by selecting the appropriate settings on your browser

The data processed by cookies are for the purposes mentioned in order to safeguard our legitimate interests as well as third parties according to Art. 6 para. 1 sentence 1 lit. f DSGVO required. Please note in in the case of complete deactivation of cookies you might not be able to use all functions in our websites.

5. EXTERNAL APPLICATIONS AS INTEGRATION ON OUR WEBSITE

Our websites can occasionally use links to external, third-party websites (i.e. Google Maps). In all cases you should be aware that data management at external websites

is independent from our data management and we do not accept any liability for the usage of external websites.

6. DATA SECURITY

We take all necessary technical and organizational measures to ensure the security and integrity of stored data and to avoid to make data available to third parties or to the public.

7. UP-TO-DATENESS AND CHANGE OF THIS DATA PROTECTION EXPLANATION

This privacy policy is valid from the date of emission and until further notice. The most updated version of this Privacy Policy is available on our websites.

8. NAME AND CONTACT DETAILS OF THE CONTROLLER

For assistance on your data protection at MSE and VAREYE please contact:

Metal Supply Experts GmbH

c/o CO-Handelszentrum

CH-6340 Baar, Switzerland

+41793259637

info@vareye.com

ADDENDUM TO THER VAREYE PRIVACY POLICY

Usage of smartphone applications for Android and iOS

1. SCOPE

The present addendum to the Privacy Policy at VAREYE is dedicated to the users of smartphone applications (for the Android and the iOS platforms) of VAREYE (the “Apps”).

2. DESCRIPTION OF THE APPS FEATURES

The smartphone Apps can detect the geo-localization of the smartphone of the QRC custodian during the transportation in order for the end-user or for the participant to the Chain of Custody (CoC)

(the “stakeholder”) to be able to ascertain whether the transportation passed through areas, territories and geographic locations that for any reason are not suitable for the interests of the stakeholder. This feature is available exclusively when a QRC (Quick Read Code) is read (absorbed) by the transporter for the transportation, on request of the stakeholder.

3. DATA COLLECTION, STORAGE, USAGE

The Apps collect the following pieces of information from the smartphone on automatic basis:

- Telephone number
- Geo-localization at time and space intervals

and associate the QRC being transported with the data above for the duration of the transportation. The data collected remains stored indefinitely within the VAREYE database and remains available for consultation by the stakeholder.

Data is collected exclusively during the transportation and until the smartphone holder is the custodian of the QRC: outside of this time interval no data is collected, processed or stored.

The stakeholder might decide on his/her own discretion and independently from any involvement of VAREYE to present the telephone number of the QRC custodian to external users, third parties or authorities with the purpose i.e. to carry out appropriate investigations about the transportation.

4. PERMISSIONS REQUIREMENTS

In order to work properly, the Apps require the following permissions on the smartphone:

- Access to the camera (exclusively to detect the QRC to be absorbed)
- Access to geo-localization system of the smartphone
- Access to phone calls management (not to interfere with the normal functions of the smartphone)

The user of the smartphone who becomes the custodian of a QRC can modify or withdraw anytime the permissions within the smartphone settings. In this case see the section “Disclaimer”.

5. DISCLAIMER

Because of the nature itself of the GPS technology, VAREYE cannot guarantee that any transportation for which the route detection, tracking and storage is enabled by the stakeholder will be tracked in its entirety. Particularly, the smartphone cannot detect any GPS location in the following cases:

- Within a closed environment or building
- Inside a shielded environment (i.e. some cars or trucks or ships cabins)
- When the GPS system is turned off manually by the user
- When the smartphone is off
- When the smartphone is in an area not covered by the GPS system
- Other cases not listed above

The acceptance of the permissions and smartphone access by the smartphone user is on voluntary basis, unless contractual obligations not involving VAREYE exist between the stakeholder and the smartphone user or the custodian.

VAREYE accepts no liabilities for not being able to deliver the full route tracking for each transportation.