

Privacy information

Within the framework of the performance of the contract for tourist organisation of your residences and holiday flats ("**organisation contract**"), your personal data are processed.

This letter informs you about the processing of your personal data in connection with the performance of the organisation contract.

1. Controller and data protection officer

HHD AG, business address Sägereistrasse 27, CH 8152 Glattbrugg, hereinafter "**HHD**", is the controller for the processing of your personal data.

We have appointed Attorney-at-law Prof. Clemens Pustejovsky as our data protection officer. You can reach our data protection officer under:

E-mail: DSB@interchalet.com or telephone: +4976172168680

2. Processing of personal data within the framework of assumption of the contract

a. Processing of your personal data on the basis of performance of contracts with you

We process your personal data for performance of the contractual relationship for tourist organisation of your residences and holiday flats according to Art. 6 subparagraph 1 lit. b General Data Protection Regulation ("**GDPR**").

From the following table, you can see the purposes for which we process which data categories of yours within the framework of the performance of the contractual relationship for tourist organisation of your residences and holiday flats.

Purpose of processing	Data category	Relevant contract
Object organisation	Object data, contact data	Organisation contract
Settlement	Name data, address data, account data	Organisation contract
Processing of inquiries in the shared service centre	Name data, contact data, address data, object data, data on rental of objects	Organisation contract

b. Processing of your personal data on the basis of an overriding legitimate interest

We partly process your personal data on the basis of an overriding legitimate interest according to Art. 6 subparagraph 1 lit. f GDPR.

From the following table, you can see the purposes for which we process which data categories of yours on the basis of our overriding legitimate interest.

Purpose of processing	Data category	Legitimate interest
Local object administration	Name data, contact data, object data	Best possible performance of the organisation contract, care for customer relations
Local support	Name data, object data, contact data	Best possible performance of the organisation contract, care for customer relations
Reporting	Data on rental of objects	Best possible performance of the organisation contract
Price adaptations	Data on rental of objects	Best possible performance of the organisation contract

3. Processing of personal data from the period with a contractual relationship with HHD GmbH (formerly INTER CHALET Ferienhaus-Gesellschaft mbH)

To the extent that you have already concluded a contract with HHD GmbH, Heinrich-von-Stephan-Straße 25, 79100 Freiburg, the following applies as a supplement:

In the past, HHD GmbH processed your personal data within the framework of the performance of the contract in existence between yourself and HHD GmbH for the tourist organisation of your residences and holiday flats.

We are currently endeavouring to take over this contract.

a. Processing of personal data after take-over of the contract

To the extent that we have adjoined to your contract concluded with HHD GmbH within the framework of the take-over of this contract, your personal data necessary for the performance of the organisation contract with a view to organisation which has been done and the reporting are transmitted to us. The legal basis for the transmission of these data is the agreement for the take-over of the contract.

b. Processing of personal data without take-over of the contract

To the extent that no agreement has been concluded with a view to take-over of the contract, we shall take over the administration of the organisation contract under our own responsibility in order to secure an unproblematic sequence of the performance of the organisation contract and of the reporting.

For this, the aforementioned categories of personal data are provided to us by HHD GmbH and processed by us for the aforementioned purposes. This is done on the basis of our enterprise's interests according to Art. 6 subparagraph 1 lit. f GDPR. They are substantiated in the centralisation of our corporate tasks and the performance of the transfer of the functions.

4. Recipients

We transfer your personal data within the group to a subsidiary of HHD AG for processing of your inquiries in the shared service centre. Transmission of your personal data is based on a commissioned processing agreement between HHD AG and its subsidiary.

To the extent that your objects are outside Switzerland, we transmit your personal data to the subsidiary of HHD AG located at the location of your object. The transmission of your personal data is based on a commissioned processing agreement between HHD AG and its subsidiary.

An overview of the subsidiaries of HHD AG can be obtained by inquiry to the mail address: DPO@interhome.com.

The GDPR demands that a transfer of personal data to a third country may only be done, amongst other things, if the EU Commission has resolved that this third country provides a suitable level of protection (adequacy decision).

An adequacy decision by the EU Commission within the meaning of Art. 45 subparagraph 1, 3 GDPR exists for Switzerland.¹ This means that the EU Commission has positively established that the country-specific data protection level in Switzerland fulfils that of the European Union on the basis of the GDPR.

To the extent that you are the owner of a holiday home in Russia and would like to rent it via HHD, your data are transmitted to the Russian subsidiary of HHD. For this, HHD has additionally incorporated so-called EU standard contractual clauses within the framework of its commissioned processing agreement with the Russian subsidiary, portraying a suitable guarantee for the transmission of personal data into third countries, Art. 46 subparagraph 2, 3 GDPR.

To the extent that you are the owner of a holiday home in Great Britain and would like to rent it via HHD, your data are transmitted to the British subsidiary of HHD. If Great Britain leaves the EU and the EU Commission does not pass an adequacy decision within the meaning of Art. 45 subparagraph 1, 3 GDPR, we shall additionally incorporate so-called EU standard contractual clauses within the framework of our commissioned processing agreement with the British subsidiary.

5. Duration of storage and erasure of personal data

Your personal data which are necessary for the performance of the contractual relationship are erased three years after the end of the contractual relationship provided no statutory duties for further archiving of your personal data exist.

Your personal data which we process on the basis of our legitimate interest are erased on the day on which you have objected to the processing or our legitimate interest in the processing of your data no longer exists and neither your compelling interests nor our of third parties' compelling interests contradict the erasure. For example, compelling rights are asserting or defending legal claims.

Your personal data processed for invoicing and by way of business correspondence are erased according to Art. 958f Swiss Code of Obligations (CO) 10 years after the expiry of the year in which the invoice was produced or the business correspondence took place, to the extent that no statutory duty for further archiving of your personal data exists.

¹ Commission, 2000/518/EC, <https://eur-lex.europa.eu/legal-content/DE/TXT/PDF/?uri=CELEX:32000D0518&from=EN>

6. Your rights

To the extent that personal data concerned with you are processed by us, you can contact us either in writing (HHD AG, Sägereistrasse 27, CH 8152 Glattbrugg) or by e-mail DPO@interhome.com, in order to exercise the following rights:

- a. According to the statutory directives in question, you have the right to demand **information** about the processing of the personal data concerned with you. You have the right to receive a copy of the personal data which are the subject matter of the processing.
- b. According to the statutory directives in question, you have the right to demand **rectification** of incorrect or incomplete personal data about you without delay.
- c. You have the right to demand **erasure** of the personal data concerned with you without delay to the extent that no statutory duties such as statutory archiving periods or our overriding interests contradict the erasure.
- d. According to the statutory directives in question, you have the right to demand the **restriction** of the processing of your personal data.
- e. To the extent that we have obtained specific consent for the processing of your data, you have the right to **withdraw** this consent at any time **for the future**. Any processing done up to such time on the basis of your consent does however remain lawful even then.
- f. You have the right to receive the personal data concerning you which we process for the performance of a contract according to Art. 6 subparagraph 1 lit. b GDPR in a **structured, commonly used and machine-readable format** and to transmit them to third parties. This right does not apply if other persons' rights and freedoms are impaired by this transmission. You also have the right to demand that your personal data are transmitted to third parties by us to the extent technically feasible.
- g. To the extent that we process your personal data on the basis of our legitimate interest or a public interest according to Art. 6 subparagraph 1 lit f GDPR, you have the right to **object to** the processing of your personal data based on our legitimate interest or a public interest for grounds relating to your particular situation. If you make an objection, we shall no longer process the personal data concerning you unless we can prove compelling reasons which override your interests, rights and freedoms or if the processing serves establishment, exercising or defence of legal claims. The objection can be made without formal requirements.
- h. Finally, you have the right to **complain** to any supervisory authority, in particular in the EU member state of your residence, your workplace or the place of the alleged breach if you are of the opinion that the processing of the data concerning you breaches statutory provisions. Further administrative or judicial remedies which may possibly accrue to you shall remain unaffected by this.

Confirmation of receipt:

I,(first name and surname) hereby confirm having received and understood the privacy information.

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(Place, date)

.....

Signature