

Data Privacy Policy

Welcome to our website and thank you for your interest. The protection of your personal data (hereinafter: "data") and your privacy during your visit to our website is very important to us. For this reason, we would like to inform you in the following about the handling of your data. We reserve the right to adapt the content of this privacy policy from time to time. We therefore recommend that you review our privacy policy at regular intervals.

1. Controller

Controller for data processing in the sense of data protection law is:

Turtle GmbH („we“, „us“, „our“)

Schopenstehl 15

20095 Hamburg

Tel.: +49 (40) 2376714-60

E-Mail: hello@go-turtle.com

Web: www.go-turtle.com

2. Data Protection Officer

You may as well ask our data protection officer questions on data privacy:

Dr. Georg F. Schröder, LL.M.

legal data Schröder Rechtsanwaltsgesellschaft mbH

Prannerstr. 1

80333 Munich

Tel.: +49 89 954 597 520

Fax: +49 89 954 597 522

E-Mail: info@legaldata.law

3. Personal Data

Personal data means any information relating to an identified or identifiable natural person ('data subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

4. Purposes and Legal Basis of the Data Processing

We undertake to comply with all data protection regulations when handling the data of visitors to our website. We process data exclusively to the extent necessary and permitted by data protection law in order to make a visit to the website possible.

a. Informational Use of the Website

You can visit our website without providing any personal information. If you use our website for information purposes only, we do not collect any personal data. An exception is made for data transmitted by your browser to enable you to visit the website and for information transmitted to us by the cookies we use.

aa. Technical Provision of the Website

For the purpose of technically providing the website, we may need to process certain automatically submitted information from you in order for your browser to display our website and for you to use the website. This information is automatically collected each time you visit our website and stored in server log files. These log files contain, inter alia, the following information: IP address, date and time of the server request, pages accessed, referrer-URL (the previously visited page).

The legal basis for the temporary storage of data and log files is Art. 6 para. 1 sentence 1 letter f GDPR and Art. 6 para. 1 sentence letter b GDPR, as far as the processing is necessary to operate the website.

The temporary storage of the IP address by the system is necessary to enable the website to be delivered to the user's computer. For this purpose the IP address of the user must remain stored for the duration of the session. The data is stored in log files to ensure the functionality of the website. In addition, the data serves us to optimize the website and to ensure the security of our information technology systems and is stored for 60 days for this purpose. An evaluation of the data for marketing purposes does not take place in this context. Error logs, which record incorrect page views, are deleted after seven days. In addition to the error messages, these logs contain the accessing IP address and, depending on the error, the website called up. Accesses via FTP are logged with anonymized information on user name and IP address and stored for 60 days. Our legitimate interest in data processing pursuant to Art. 6 para. 1 sentence letter f GDPR also lies in these purposes.

The collection of data is mandatory for the operation of the website. Consequently, there is no possibility of objection.

Furthermore, we may use technically essential cookies to make our website available to you for use. Cookies are text files that are stored in the internet browser or by the internet browser when you visit a website on your computer system. A cookie contains a characteristic string of characters that enables a unique identification of the browser when the website is called up again. We use these cookies exclusively to provide you with our website and its technical functions. Some functions of our website may not be offered without the use of cookies.

Your information, collected by us through the aforementioned cookies, will not be used by us to create user profiles or to evaluate your browsing behavior.

We process your personal data for the technical provision of our website on the following legal basis:

- for the fulfilment of a contract or for the implementation of pre-contractual measures pursuant to Art. 6 para. 1 sentence 1 letter b GDPR, provided you visit our website to obtain information about our services; and
- to protect our legitimate interests pursuant to Art. 6 para. 1 sentence 1 letter f GDPR in order to make the website technically available to you. Our legitimate interest is to offer you an appealing, technically functioning and user-friendly website.

bb. Statistical Analysis of Website Usage and Range Increase

- Google Analytics

If you have provided your consent, this website uses Google Analytics, a web analysis service of Google LLC. The responsible service provider in the EU is Google Ireland Limited, Gordon House, Barrow Street, Dublin 4, Ireland ("Google").

Scope of processing

Google Analytics uses cookies that enable an analysis of your use of our website. The information collected by the cookies about your use of this website is usually transferred to a Google server (EU and/or USA).

We use the function 'anonymizeIP' (so-called IP-Masking): Due to the activation of IP-anonymization on this website, your IP-address will be shortened by Google within member states of the European Union or in other signatory states of the Agreement on the European Economic Area. Only in exceptional cases the full IP address will be transferred to a Google server in the USA and shortened there. The IP address transmitted by your browser within the framework of Google Analytics is not merged with other data from Google.

During your website visit the following data may be collected:

- the pages you visit
- Achievement of "website goals" (conversions, e.g. newsletter registrations, downloads, purchases)
- Your user behavior (for example clicks, dwell time, bounce rates)
- Your approximate location (region)
- Your IP address (in abbreviated form)
- technical information about your browser and the end devices you use (e.g. language settings, screen resolution)
- Your internet provider
- the referrer URL (via which website/advertising medium you came to this website)

Purposes of processing

On our behalf, Google will use this information to evaluate your use of the website and to compile reports on website activity. The reports provided by Google Analytics serve to analyse the performance of our website.

Data Processing Agreement (DPA) and data recipients

Google is used as a data processor. For this purpose, we have concluded a data processing contract with Google. A transfer of data to the USA cannot be excluded.

Duration of storage

The data sent by us and linked to cookies is automatically deleted after 14 months. Data is automatically deleted once a month as soon as the storage period is reached.

You can prevent the collection of data generated by Google's cookies by not providing your consent to the setting of the cookie or by respective browser settings.

Legal basis and right of withdrawal

Your consent is the legal basis for this data processing, Art.6 paragraph 1 sentence 1 letter a GDPR. You can revoke your consent at any time with effect for the future by changing your selection in the cookie settings.

For more information about Google Analytics terms of use and Google's privacy policy, please visit <https://marketingplatform.google.com/about/analytics/terms/gb/> and <https://policies.google.com/?hl=en>.

cc. Other Tools

WhatsApp

We offer you the possibility to contact us via the messenger service WhatsApp. WhatsApp is a service of WhatsApp Ireland Limited, 4 Grand Canal Square, Grand Canal Harbour, Dublin 2, Ireland.

When using WhatsApp, in addition to so-called metadata that indicate the circumstances of the communication (e.g. phone number, time stamp), communication content may also be transmitted to WhatsApp outside the European Union.

WhatsApp undertakes to conclude so-called EU standard data protection clauses within the meaning of Art. 46 DS-GVO. Based on this contractual set of rules, recipients in third countries are also obliged to comply with a data protection standard which essentially corresponds to the European one. Please note, however, that actual compliance with the requirements resulting from the EU standard data protection clauses cannot be ensured in every case (e.g. due to government requests to the data in the recipient country).

The use of WhatsApp is voluntary. You can also reach us at any time via other communication channels, e.g. by e-mail. The legal basis is your consent according to Art. 6 para. 1 lit. a) DSGVO.

More information about data protection on WhatsApp:

<https://www.whatsapp.com/privacy>

b. When Creating/Editing a User Account

We offer you the possibility of creating a user account in order to use our services. The creation of a user account is required for the use of our services. The data that we collect during registration and editing of your profile is specified in detail in the registration and editing forms, which also indicate which data is mandatory and which is optional.

We may also use your data if you, having already provided your email address and your rank to us, do not complete the registration process. In this case, we assume that you still have an interest in our offers and we may either provide you with an access to our service, or request further information to complete your registration.

We process your data for the above purposes on the following legal basis:

- for the performance of a contract or for the implementation of pre-contractual measures pursuant to Art. 6 para. 1 sentence 1 letter b GDPR, provided that you register to use the user account and the services offered in this context (e.g. display of profiles, matchmaking, storage and transmission of information and documents). The data processed by us includes, for example, your profile data (e.g. name, telephone number, job title, company) and the information that you publish on or submit to the platform (e.g. messages, posts, certificates etc.); and
- to safeguard our legitimate interests pursuant to Art. 6 para. 1 sentence 1 letter f GDPR, in order to make the website technically available to you. Our legitimate interest is to be able to provide you with an appealing, technically functioning and user-friendly website.
- If you give us your consent, on the basis of your consent and Art. 6 para. 1 sentence 1 letter a GDPR. If you provide us with health data, e.g. relevant previous illnesses, or if we process other special categories of personal data pursuant to Art. 9 para 1 GDPR, this is done exclusively on the basis of your consent pursuant to of Art. 9 para. 2 letter a GDPR. Consent

may be revoked at any time with effect for the future; we will no longer process the relevant data from receipt of the revocation. Please note that you may not be able to use some of our services if you do not provide the required information.

c. Contact Requests

We process the personal data of our users on the basis of Art. 6 para. 1 sentence 1 letter b GDPR in the context of contact requests exclusively to answer the individual queries (e.g. in the context of support chats, e-mails or telephone calls).

d. Legal Compliance

We also process your personal data in order to fulfil other legal obligations that we are subject to in connection with the provision of our services to you. These include in particular retention periods under commercial, trade or tax law.

We process your data for the above purposes on the following legal principles:

- to fulfil a legal obligation to which we are subject pursuant to Art. 6 para. 1 sentence 1 letter c GDPR in connection with commercial, industrial or tax law, insofar as we are obliged to record and store your data.

e. Law Enforcement

We also process your personal data in order to assert our rights and enforce our legal claims. We also process your personal data in order to be able to defend ourselves against legal claims. Finally, we process your personal data to the extent necessary to defend against or prosecute criminal offences.

We process your data for the above purposes on the following legal basis:

- to protect our legitimate interests pursuant to Art. 6 para 1 sentence 1 letter f GDPR, insofar as we assert legal claims or defend ourselves in legal disputes or we prevent or clarify criminal offences.

4. Right to Object pursuant to Art. 21 GDPR

You have the right to object at any time to processing of your personal data which is based on the legitimate interests pursued by us or a third party, on grounds relating to your particular situation or if the objection is directed against general or direct advertising tailored to you. In the latter case, you have a general right of objection, which we will implement without specifying a particular situation.

If you wish to exercise your right of objection, please send us an e-mail to hello@goturtle.com or contact us by other means (cf. no. 1).

5. Disclosure of Personal Data to Third Parties / Recipients of Data

We do not pass on your personal data to third parties unless this is necessary to fulfill our business purposes, for example, when we make your profile available to another user, you have given your consent or we are required to do so by law, court order or governmental authority. When creating and editing your profile, we inform you separately which data will be visible to other users. For the provision of our services we can use technical service providers by way of order processing in accordance with Art. 28 GDPR.

6. Transfer of Personal Data to a Third Country

We solely transfer your personal data to Third Countries within the meaning of the GDPR if the legal requirements pursuant to Art. 45, 46 GDPR are met (in particular if an adequacy decision pursuant to Article 45 para. 3 GDPR or appropriate safeguards pursuant to Article 46 GDPR exist) or based on your express consent (Art. 49 para. 1 subpara. 1 lit. a GDPR) – e.g. with regard to disclosure of your data to other users of our website which are located in Third Countries.

7. Duration of Storage

a. Informational Use of the Website

Your personal data stored in logfiles will be deleted one week after your visit. In case we use SessionCookies, which are necessary for the technical provision of our website, these are usually deleted after leaving our website.

b. Active Use of the Website

If you actively use our website, we initially store your personal data for the duration of responding to your inquiry or for the duration of our business relationship. This also includes the initiation of a contract (pre-contractual legal relationship) and the execution of a contract.

In addition, we will store your personal data until any legal claims arising from the relationship with you become time-barred, in order to use them as evidence if necessary. The limitation period is generally between 12 and 36 months, but can also be up to 30 years.

Upon expiry of the limitation period, we delete your personal data, unless there is a legal obligation to store such data, for example from the German Commercial Code (sec. 238, 257 para. 4 HGB) or from the Tax Code (sec. 147 para. 3, 4 AO). These retention obligations can last from two to ten years.

8. Rights of the Data Subjects

Under the legal provisions you are entitled to the following rights as data subject, which you can assert against us:

Right to information: You are entitled to request confirmation from us at any time within the scope of Art. 15 GDPR as to whether we are processing personal data relating to you; If this is the case, you are also entitled under Art. 15 GDPR to receive information about such personal data as well as other specific information (inter alia, processing purposes, categories of personal data, categories of recipients, planned storage period, the origin of the data, the use of automated decision-making and, in the case of transfers to third countries, the appropriate guarantees) and a copy of the data.

Right to rectification: According to Art. 16 GDPR, you are entitled to demand correction of the personal data stored about you if it is inaccurate or incorrect.

Right to erasure: You are entitled, under the conditions of Art. 17 GDPR, to request from us the deletion of personal data relating to you without delay. Among other things, there is no right of erasure if the processing of personal data is necessary for (i) the exercise of the right to freedom of expression and information, (ii) the fulfilment of a legal obligation to which we are subject (e.g. statutory retention obligations) or (iii) the assertion, exercise or defense of legal claims.

Right to restriction of processing: Under the conditions of Art. 18 GDPR you are entitled to request from us the restriction of the processing of your personal data.

Right to data portability: You are entitled, under the conditions of Art. 20 GDPR, to request from us the provision to you of the personal data relating to you that you have submitted to us in a structured, current and machine-readable format.

Right of revocation: You have the right to revoke your consent to the processing of personal data at any time with effect for the future without incurring any costs other than the transmission costs according to the basic rates.

Right to object: You are entitled to object to the processing of your personal data under the conditions of Art. 21 GDPR, meaning that we have to terminate the processing of your personal data. The right of objection exists only within the limits provided for in Art. 21 GDPR. In addition, our interests may prevent the processing from being terminated, so that we are entitled to process your personal data despite your objection.

Right of appeal to a supervisory authority: You are entitled to file a complaint with a supervisory authority, in particular in the Member State of your place of residence, work or suspected infringement, under the conditions laid down in Article 77 GDPR, if you believe that the processing of personal data concerning you infringes the GDPR. The right of appeal is not prejudicial to any other administrative or judicial remedy.

The supervisory authority responsible for us is:

Der Hamburgische Beauftragte für Datenschutz und Informationsfreiheit

Ludwig-Erhard-Str 22, 7. OG
20459 Hamburg

Tel.: 040 / 428 54 - 4040

Fax: 040 / 428 54 – 4000

E-Mail: mailbox@datenschutz.hamburg.de

However, we recommend that you always address a complaint to us first.

9. Scope of Your Obligations to provide Data

You are under no legal or contractual obligation to provide us with your data. Please note, however, that the provision of some data is necessary in order to provide you with the services offered on the website.

10. Automated Decision-making/Profiling

We do not use automated decision making or profiling (an automated analysis of your personal circumstances).

11. Links to other websites

As far as our website contains links to websites of other organizations, please make sure to read the terms of use and the privacy policy carefully before submitting personal information to any other organization's website, as we assume no responsibility or liability for websites of other organizations.