

PRIVACY POLICY

Scope

Your privacy is very important to us. This Privacy Policy is intended to explain how we collect, store, use and disclose your personal data each time you use our services, visit our webpage <http://www.chimpex.com> with all subdomains ("Site"), use the interactive web interface to access in real time information about the products handled and operated at the Chimpex Operational Terminal ("**GITS Platform**") or interact in any other manner with Chimpex or Ameropa Group companies around the world .

We pay special attention to the processing of your personal data and we will take all measures to ensure that data is processed in accordance with the principles set out in applicable data protection legislation in Romania, including Regulation (EU) 2016/679 *on the protection of natural persons with regard to data processing and the free movement of such data and repealing Directive 95/46 / EC* ("**GDPR**").

Controller

The controller is CHIMPEX S.A., with its registered office in Constanta Port, Berth 54, Constanța city, County of Constanta, Romania, registered with the Trade Register under no. J13 / 619/1991, tax identification number RO 1910160, Tel +40241 603533, Fax +40241 603030 (hereinafter referred to as **Chimpex**).

For any other information about personal data please contact our data protection officer by e-mail at dpo@chimpex.ro.

General principles

Personal data means any information regarding an identified or identifiable person; an identifiable natural person is a person 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 one or more many specific elements, of his/her physical, physiological, genetic, moral, economic, cultural or social identity.

The following **principles** are **fundamental** to the processing of your personal data:

- **Transparency and clarity:** When we collect and process your personal data, you will be informed about the identity of the controller, the recipients of the data, and the reasons for the processing. Your personal data will be processed solely for purposes and under the conditions set forth in this Privacy Policy and will not be further processed in a manner incompatible with these purposes.
- **Legitimacy:** We collect and process personal data only when we have a legal basis. We use personal data only for appropriate commercial purposes, when we have a legitimate interest or to comply with our legal obligations.
- **Minimisation:** We collect only the appropriate, relevant and necessary data in relation to the processing purposes and we take all measures to ensure that they are processed in a way that ensures data security.

Obligation to provide data

In the case of data processing carried out for the performance of commercial contracts, fulfilling legal obligations or Chimpex's legitimate interest, the provision of personal data may be mandatory. In the case of processing based on the consent of the data subject, the consent and provision of personal data is entirely voluntary; for these cases, there are no negative effects for you if you choose not to give your consent or provide personal data. However, there are cases where Chimpex needs certain personal data in order to fulfill its obligations, for example when this personal data is needed to process your requests. In these cases, unfortunately, it will not be possible to offer you what you ask without providing relevant personal data.

Please read the "**Specific terms and conditions concerning your personal data**" section below for details on the purposes of data processing and the legal grounds for such processing.

Use of automatic processing means

In our activities, we usually do not use automated decision-making processes within the meaning of Article 22 of the GDPR. If we apply such processes in the future, we will inform the data subjects separately, in accordance with the applicable provisions.

Disclosure of data

Our policy is not to disclose, share, sell or lease personal data to third parties in other manner than that provided in this Privacy Policy.

It may be necessary to disclose personal data (including the granting of a right of access) to Chimpex partners (e.g. service providers, legal and financial consultants) with whom we have previously concluded appropriate contracts under the conditions set out EU and national legislation. We will only disclose data to third parties to the extent necessary to perform the processing for the purposes for which the data was originally collected and will impose appropriate confidentiality obligations.

Chimpex may disclose the data in order to comply with Chimpex's obligations under applicable legal regulations or to comply with an order from a court or other public authority, such as a warrant or summons. Chimpex may also disclose your personal data if we believe in good faith that such disclosure is necessary to prevent fraud, combat money laundering or terrorist financing operations, and to protect legitimate interests of Chimpex.

Data transfer outside the EU / EEA

As a general rule, your data will not be transferred outside the European Union / European Economic Area (EEA). However, it may be necessary to transfer your personal data to other companies in the Ameropa Group within the EEA and Switzerland.

In the case of transfer, we protect and provide adequate protection for the transfer of your personal data to recipients in the respective countries by concluding data transfer agreements with data recipients in the form of standard contractual clauses approved by the European Commission.

Retention period

Generally, personal data collected and used will be stored as long as we have a legitimate interest in retaining such data or for any longer period provided by law, a record-keeping regulation, or required by public authorities. In the case of lawsuits, we may retain your personal data until the proceedings are completed, including during the course of any appeal before the court.

Immediately after the expiration of the applicable retention period, the data shall be:

(a) deleted or destroyed safely; or

(b) transferred to an archive (unless prohibited by law or applicable record keeping regulation). In any case, your personal data will not be retained in a form that will allow you to identify yourself more than is necessary to fulfill the purposes for which it was collected or processed, or under the relevant legislation in force.

Security

We have taken organizational and technical measures to ensure an adequate level of security against the risks arising from processing, in particular through unauthorized destruction, loss, modification, disclosure, acquiring or access, willful or accidental handling, third party access, erasure or modifying personal data. You will be notified of a breach of data security within a reasonable period of time after the discovery of the breach, unless the relevant authority determines that the notification would impede criminal investigation or jeopardize national security. In this case, the notification will be delayed according to the instructions of the authorized body. We will promptly respond to any requests related to data breach.

Rights of data subjects

As a data subject, you enjoy a series of rights, detailed below.

- **Withdrawal.** If you were expressly requested to consent to a specific processing, you can withdraw your consent at any time.
- **Access.** You can request access to your personal data. If you send us such a request, we will give you all the information about the purposes of the processing, the categories of data processed, the categories of recipients, data retention period, your rights to rectify, delete or restrict the accessed data, if applicable. As long as such a option is technically available, we will give you the opportunity to access an interactive interface that can give you direct access to your personal data.
- **Portability.** You can get a copy of the personal data we have recorded in a compatible format and a structure that allows you to exercise your data portability right.
- **Restriction.** You may request a restriction in the following cases: for a period that allows us to verify the accuracy of your personal data if you object to it; if the processing is illegal and you prefer to restrict personal data, and not to delete them; if you want us to keep your personal data when you need this data to defend a right in court. If you objected to the processing, Chimpex will verify that there are legitimate processing interests that prevail over the rights you invoke, and we will notify you of the outcome of these verifications.
- **Rectification/erasure.** You may request the correction, modification, erasure of any information that is incomplete, expired or incorrect. You may request the deletion of your personal data in the following cases:
 - if your personal data is no longer required for the purpose of processing;
 - if you withdrew your consent to data processing in the case of consent-based processing;
 - if you objected to the processing of data and there are no overriding legitimate grounds for the processing;
 - if the data must be deleted to meet a legal obligation applicable to Chimpex.

We will take all necessary steps to inform Chimpex representatives involved in the data processing about this erasure.

- **Objection.** You may object to the processing of your personal data for reasons relating to your particular circumstances, within the limits and under the conditions laid down by law.
- **Lodging a complaint.** You also have the right to lodge a complaint with the National Supervisory Authority for Personal Data Processing (www.dataprotection.ro).

Please contact us immediately if you believe that your personal data was provided without consent, by written and dated request, accompanied by your identity proof, using the contact details in the Controller section of this Privacy Policy.

You may at any time exercise the above rights freely, or you may ask us any further questions about how we process your personal data by written and dated request, accompanied by proof of your identity, using the contact details in the Controller section of this Privacy Policy.

Requests for access, correction, restriction or deletion of processing must be made in writing and subject to legal restrictions in force. We will ensure that all appropriate measures are taken to resolve your request without delay and, in any case, within 30 (thirty) days of receipt of your application. Information will be provided by electronic means if possible, unless you requested in writing otherwise.

Modifications

Occasionally, this Privacy Policy may be updated. Changes are displayed on our Site so that you have permanent access to the details of the data we collect, the manner and under what conditions are used. Any material or other change will take effect within 15 (fifteen) days of the date of publication on the Site.

Specific conditions regarding the processing of your personal data

This section describes how we obtain and use your data (the purpose of the processing), the legitimate interest in processing for these purposes, and the specific conditions of such processing. Please read the subsections of interest carefully so that the processing is as clear, transparent and secure as possible.

1. Information concerning data privacy for **Site guests**
2. Information concerning data privacy for **Applicants**
3. Information concerning data privacy for **Business Partners** (Clients / Suppliers / Partners)
4. Information concerning data privacy for **Access to the Chimpex Operational Terminal**
5. Information concerning data privacy for **Access to the Administrative Building**

Information concerning data privacy for Site guests

By using www.chimpex.com together with all of its subdomains you give your acceptance and consent to the practices set forth in this Privacy Policy subsection as well as the Cookie Usage Policy, which is an integral part of it.

- **Processed data**

You can browse our Site without revealing personal data. However, if you would like to contact us to address any questions, comments or suggestions, you can do so by filling out the form in the **Contact** section of the Site by providing a valid email address and a phone number.

We use cookie technology on our Site, but do not associate the use of cookies with personal identification information. For more information about using cookies, please go to the Cookie Usage Policy.

- **Purpose of processing**

The information provided by completing the contact form will only be used for the purpose of analyzing your request and, if accepted by Chimpex, for taking all necessary measures to provide an answer or take appropriate action. Refusing to provide the requested information prevents the completion of the application registration process and makes communication between you and Chimpex impossible.

- **Legitimate interest in processing personal data**

We process your personal data based on your consent, in accordance with the provisions of Article 6 (1) lit. a) of GDPR.

- **Retention of personal data**

We will retain your data for a period of 3 years (the general limitation period according to Romanian law), in all cases where, according to your application, the data may be necessary for the establishment, exercise or defense of a right before the court, irrespective of whether it occurs during proceedings before a court or an administrative or extrajudicial procedure. Upon expiration of this period, your data will be erased.

Information concerning data privacy for Applicants

If you want to be part of the Chimpex team, please read the information below about registering, storing and processing your personal data.

- **Processed data**

If you are interested in working at Chimpex SA, we will retain your contact details (name, surname, phone number, e-mail address, etc.) as well as the information provided in the CV (data on education and your professional experience).

You may apply for a job within our company:

- online by filling out the form in the "**Careers**" section of our Site;
- by e-mail at: career@chimpex.ro;
- personally, by filling out a standard form (a) at our offices at Constanța Port, Berth 54, Constanța city, County of Constanța, or (b) during any sessions of our company's presentation and promotion of events.

- **Purpose of processing**

We will process such personal data (contact information, education and professional experience) exclusively for: recruiting staff, identifying possible collaboration opportunities, evaluating the qualifications of applicants for a job at Chimpex, organizing interviews, checking the knowledge required to be employed for certain jobs, and establishing the conditions of the employment offer.

- **Legitimate interest in processing personal data**

We process your personal data at your request to take any steps to conclude an individual employment contract (pursuant to Article 6 (1) (b) of the GDPR), for the legitimate interests of Chimpex, for the recruitment (according to Article 6 paragraph (1) letter f) of GDPR) or on the basis of your consent (according to Article 6 paragraph (1) letter a) of GDPR).

- **Retention of personal data**

In order to be able to make any employment offers to you, we will keep the data for a period of 2 years. However, we reserve the right to contact you at intervals of up to 12 months to update your data. Upon expiration of this period, your data will be erased.

You may request that data be deleted at any time if you are no longer interested in a job at Chimpex by submitting a request to dpo@chimpex.ro.

Information concerning data privacy for Business Partners (Clients / Suppliers / Partners) and their representatives

- **Processed data**

In the context of concluding and performing commercial contracts, Chimpex will process, as an independent controller, the personal data of representatives (legal or conventional), contact persons designated for that purpose, forwarded by the partner or otherwise collected by Chimpex . The data collected and processed in this regard relate to data normally included on business cards (name, surname, position, company, telephone number, e-mail address), including, where applicable, the information required to grant a right of access to Chimpex systems or equipment and, under certain circumstances, national identification numbers (personal identification number, ID series, passport or driving license number).

If you shall conclude or have concluded, as a client, supplier or partner, a contract, agreement, memorandum or any other agreement or partnership with Chimpex, please ensure that your personnel (legal or conventional , contact persons designated for the actual performance of the contracts or any other person acting for and on your behalf) is well informed about the to Chimpex privacy policy, according to the agreement you have entered into with us.

- **Purpose of processing**

The above mentioned data are collected and processed for the purpose of the effective conclusion and performance of the contracts by Chimpex. We use the data of the representatives for communications concerning the performance of the contract and the performance of the obligations and to maintain the contractual relationship with the business partner they represent. Additionally, we may use this data to establish, exercise or defend a right before the courts, irrespective of whether it occurs during proceedings before a court or an administrative or extrajudicial procedure.

- **Legitimate interest in processing personal data**

We process the personal data of our natural person business partners for the conclusion and performance of the contracts concluded with them, according to art. Article 6 (1) b) of GDPR.

We process the data of representatives (legal or conventional), designated contact persons and persons authorized by legal business partners for the legitimate interests of Chimpex, in accordance with the provisions of Article 6 (1) lit. f) of GDPR. We may process some of your data in the context of providing information to relevant authorities on the basis of the applicable legal provisions or in order to comply with statutory obligations. In that case, the basis of the processing is the legal obligation under Article 6 (1) lit. c) of GDPR.

- **Retention of personal data**

We will keep the data for the entire duration of the contractual relationship plus an additional period of 3 (three) years (the general limitation period under Romanian law for the purpose of establishing or defending against legal claims). In any case, the data is erased if the purposes for collection or processing have been achieved. If personal data is to be retained for compliance with a legal obligation (e.g., the obligation to prepare and maintain financial-accounting documents for a period of 10 years), such data shall be retained until the end of the relevant period.

Information concerning data privacy for Access to the Chimpex Operational Terminal Chimpex

- **Processed data**

The Chimpex Operational Terminal ("**Terminal**") is a border zone and port facility subject to the Border Police Control regime, and access and movement within it are subject to restrictive conditions under the specific legislation. If you request access to the Terminal, we will collect from you the following personal data: name, surname, signature, ID serial number and driving license number (if applicable), as well as images taken captured by the video surveillance cameras installed to monitor the port facility.

- **Purpose of processing**

Terminal access is only available at special access points. All persons entering the Terminal must hold and show to the personnel with control duties at the access point, before entering the Terminal, valid identification documents, photographs, valid documents required by the legislation on public road traffic including, but not limited to, the registration certificate, the periodical technical inspection, the RCA (insurance) and the driver's license (in the case of access to the Terminal with the means of road transport) and, where appropriate, a document proving the need of access. This document may be a power of attorney, a job order, a transport document, an agent's order for a ship berthed at the Terminal, boarding instructions, sign on permits or work orders (for persons requesting access to a ship). As part of the measures to ensure the security of port facilities, the security personnel will, as appropriate, verify the vehicles used by those attempting to enter the Terminal in relation to a ship and perform search of persons, personal belongings, vehicles, and of their content.

Upon entering the Terminal and while being at the Terminal, all drivers of vehicles transporting cargo, person who accompany the cargo and passengers must hold a valid identification document with a photograph and, if required, show them to the security staff or the representatives of administration, together with the vehicle documents.

Chimpex requests and verifies the above-mentioned documents as a port operator, as part of its tasks of adopting and applying security measures for port facilities against security incidents, drafting access records required by law to control access to port facilities, monitoring of port facilities (including through video surveillance systems installed at Terminal access points and premises), monitoring of restricted areas to ensure that only authorized persons have access for the purpose of supervising the handling of goods or overseeing the handling of ship's stores and to ensure compliance with the security measures and rules at the Terminal. We also process data to restrict access by those who previously violated security compliance obligations, rules of conduct, or refused to repair damage caused to the Terminal for a period of 12 months from the date of the incident.

Persons who refuse or are unable to prove their identity and / or confirm the purpose of their visit when required, will be denied access to the Terminal, and their attempt to access will be reported to national and local authorities and security staff, these acts being considered offenses (unless under criminal law they are criminal offenses).

- **Legitimate interest in processing personal data**

We process personal data for the aforementioned purposes in order to fulfill Chimpex's legal obligations, according to art. Article 6 (1) c) from the GDPR and in accordance with the Port Regulation no. 31732 / 26.10.2012 of the Romanian maritime ports under the administration of the "Maritime Port Administration" S.A. National Company Constanța and the International Code for the Security of Ships and Port Facilities of 09.12.2002 accepted by Government Emergency Ordinance 80/2003 approved by Law 484/2003. If we process data to obtain compensation for damages caused to the Terminal or to restrict access to persons, this processing is carried out based on the Chimpex legitimate interest, according to Art. Article 6 (1) f) of GDPR.

- **Retention of personal data**

Generally, personal data collected and used will be stored as long as we have a legitimate interest in retaining these data, or for any longer period provided by law, a record-keeping regulation, or public authorities. Images captured by video surveillance systems will be stored for up to 30 days unless the images are needed to investigate security events (in which case the images will be stored for the duration of the investigations, and the application of the measures by the relevant authorities). Upon expiration of the storage period, the records will be destroyed or deleted, as appropriate, depending on the media on which they were stored.

Information concerning data privacy for Access to the Administrative Building

- **Processed data**

The access to the administrative building is through the specially arranged access points and is monitored. If you are a visitor at the Chimpex offices, we will ask you to provide us with the following personal data at the entrance to the premises: name, surname, signature, ID serial number. We will also process image data collected through our video surveillance system.

- **Purpose of processing**

The aforementioned data are processed to ensure the safety and protection of people, property and valuables, buildings and facilities, as well as fences, in order to ascertain the breach of the security obligations and measures and the rules of conduct applicable in the Chimpex premises and the prevention and combating of crimes.

- **Legitimate interest in processing personal data**

According to art. Article 6 (1) f), the processing of data collected by Chimpex on access to the administrative building is based on the legitimate interests of the company.

- **Retention of personal data**

Visitor logs will be stored for a period of 12 months, except in cases expressly regulated by law or duly justified cases.

The storage period of the data obtained through the video surveillance system is proportional to the purpose for which the data are processed, but not more than 30 days, except in cases expressly regulated by law or in duly justified cases (such as the investigation of offenses, where images will be stored throughout the duration of the investigations and the application of the measures by the relevant authorities). Upon expiration of the storage period, the records will be destroyed or erased, as appropriate, depending on the media on which they were stored.