

## General, promotional information

XiBIT takes the protection of your personal data seriously. We treat your personal data confidentially and in accordance with the statutory data protection regulations and this data protection declaration. The provisions of data protection in the current version of the Data Protection Act are observed. Surfing on our website is usually possible without providing personal data. The provision of personal data (e.g. as part of a registration or via the contact form) is always on a voluntary basis as far as possible. Registered persons agree that XiBIT can use the specified and existing master and traffic data as well as all data resulting from the business relationship and related services (e.g. administration, billing, data backup, data protection control, support, for market research, for studies, services, services with additional benefits, to improve the service in an automated process and to improve services in general) stores, uses and evaluates, as well as uses evaluations or statistics and exploits the results (e.g. publish, make them available to others). Registered persons also agree that XiBIT may use the same data to send information about products and services as well as special and promotional campaigns related to these, by post, email, telephone or SMS. The consent can be revoked at any time in writing by e-mail to [office@xibit.at](mailto:office@xibit.at) or by post to the address given in the imprint. XiBIT is also entitled to store and use protocols of the IP-addresses within the framework of legal provisions. Stored data is adequately protected by XiBIT according to the current state of the art. XiBIT is not liable for illegal interventions by third parties (e.g. viruses, hack attacks).

XiBIT can use third parties for its services and for the processing of data in compliance with the relevant provisions of data protection. Users acknowledge that the data provided can be viewed by third parties. Registered persons expressly agree and waive the assertion of any claims, e.g. due to violation of data protection, that the self-specified data is stored and passed on to government agencies (police, courts, moral authorities, protection association against unfair competition or other institutions entitled to take legal action in accordance with § 14 UGB, as well as the Austrian Advertising Council), who make investigations referencing to content distributed by users via XiBIT or related to illegal activities carried out by users. This also includes activities in the field of private electronic communication. Furthermore, users agree to the transfer of data to those other third parties whose rights are violated by a registered person's distribution of content or illegal activities initiated by the registered person via XiBIT, or who verifiably claims an infringement. This applies in particular in the event that data is passed on to third parties in the course of a request for information, e.g. §18(4) ECG.

We would like to point out that data transmission on the Internet (e.g. when communicating by e-mail) can have security gaps. A complete protection of the data from access by third parties is not possible.

## Disclosure of data by registered persons

Warning: Registered Persons should use the utmost care and prudence to provide personal information through the platform. XiBIT cannot assume any liability for any misuse of the data published/otherwise made available via the platform. It is expressly pointed out that personal data that is published via the Internet or made available to others is no longer subject to confidentiality. In this case, XiBIT has no influence on compliance with data protection regulations by third parties.

## SSL encryption

For security reasons and to protect the transmission of confidential content, such as e.g. during registration, an SSL encryption. You can recognize an encrypted connection by the fact that the address line of the browser changes from "http://" to "https://" and by the lock symbol in your browser line. With active SSL encryption, transmitted data cannot be read by third parties.

## Cookies

Our website partially uses so-called cookies. Cookies do not damage your computer and do not contain viruses. Cookies serve to make our offer more user-friendly, effective and secure. Cookies are small text files that are stored on your computer and saved by your browser. Most of the cookies we use are so-called "session cookies". They are automatically deleted after your visit. Other cookies remain stored on your end device until you delete them. These cookies make it possible to recognize your browser on your next visit. If you want to be informed about the setting of cookies, you can set this in your browser and only allow cookies in individual cases. You can exclude the acceptance of cookies for certain cases or in general, as well as activate the automatic deletion of cookies when closing the browser. If cookies are deactivated, the functionality of our website may be restricted.

## Contact or support form

If you send us an e-mail via the support form, your details from the inquiry form, including the contact details you provided there, will be stored by us for the purpose of processing the inquiry and in the event of further questions. This data will not be passed on by us without your consent.

## Newsletter data

We use Mailchimp from The Rocket Science Group, LLC, 675 Ponce de Leon Ave NE Suite 5000, Atlanta, GA 30308 USA (Mailchimp) to send our newsletter. This enables us to contact subscribers directly. In addition, we analyze your usage behavior in order to optimize our offer. For this we pass on the following personal data to Mailchimp:

- E-mail address
- first name
- last name

Our e-mails contain a link with which you can update your personal data.

Mailchimp is the recipient of your personal data and works for us as a processor for sending our newsletter. The processing of the data specified under this section is not required by law or contract. We cannot send you a newsletter without your consent and the transmission of your personal data.

In addition, Mailchimp collects the following personal data using cookies and other tracking methods: Information about your device (IP address, device information, operating system, browser ID, information about the application you use to read your e-mails and other information via hardware and Internet connection. Usage data is also collected, such as the date and time when you opened the email/campaign and browsing activities (e.g. which e-mails/web pages were opened). Mailchimp needs this data to ensure security and reliability of the systems, compliance with the terms of use and the avoidance of misuse. This corresponds to the legitimate interest of Mailchimp (according to Art. 6 Para. 1 lit. f GDPR) and serves to execute the contract (according to Art. 6 Para. 1 lit. b GDPR). Mailchimp also evaluates performance data, such as the delivery statistics of emails and other communication data. This information is used to compile usage and performance statistics of the services.

Mailchimp also collects information about you from other sources. In an unspecified period and scope, personal data is collected via social media and other third-party data providers. We have no influence on this process.

For more information on how to object to and remove Mailchimp, see: [https://mailchimp.com/legal/privacy/#3.\\_Privacy\\_for\\_Contacts](https://mailchimp.com/legal/privacy/#3._Privacy_for_Contacts)

The legal basis for this processing is your consent in accordance with Article 6 (1) (a) GDPR. You can revoke your consent to the processing of your personal data at any time. There is a corresponding link in all mailings. In addition, the revocation can be made via the specified contact options. By declaring the revocation, the legality of the processing that has taken place so far is not affected.

Your data will be processed as long as you have given your consent. Apart from that, these will be deleted after the end of the contract between us and Mailchimp, unless legal requirements require further storage.

Mailchimp has implemented compliance measures for international data transfers. These apply to all worldwide activities in which Mailchimp processes personal data of natural persons in the EU. These measures are based on the EU Standard Contractual Clauses (SCCs). For more information, see: <https://mailchimp.com/legal/data-processing-addendum/>

## Data protection declaration for the use of Google Analytics

This website uses functions of the web analysis service Google Analytics. The provider is Google Inc., 1600 Amphitheater Parkway Mountain View, CA 94043, USA. Google Analytics uses so-called "cookies". These are text files that are stored on your computer and that enable an analysis of your use of the website. The information generated by cookies about your use of this website is usually transmitted to a Google server in the USA and stored there. You can find more information on how Google Analytics handles user data in the Google data protection declaration: <https://support.google.com/analytics/answer/6004245?hl=de>

### browser plug-in

You can prevent the storage of cookies by setting your browser software accordingly; we would like to point out to you, that in this case you will not be able to use all functions of this website entirely. You can also prevent the data generated by the cookie and related to your use of the website (including your IP-address) from being sent to Google and the processing of this data by Google by downloading and installing the browser plug-in available under the following link : <https://tools.google.com/dlpage/gaoptout?hl=de>

### Objection against data collection

You can prevent Google Analytics from collecting your data by clicking on the following link. An opt-out cookie will be set to prevent your data from being collected on future visits to this website: <https://tools.google.com/dlpage/gaoptout/>

## Data protection declaration for the use of branch.io

XiBIT uses the branch.io service to generate targeted smart links to content within our app in order to directly link this content outside of the app.

The provider of this service is Branch.io, which is operated by Branch Metrics, Inc. 1400 Seaport Blvd, Building B, 2nd Floor, Redwood City, CA 94063, USA. For example, if you would like to use the XiBIT app or the integrated partner app hublz, but have not yet installed them on your smartphone, Branch.io allows you to be redirected to the store of the respective provider of the smartphone operating system. To do this, Branch.io creates a user-specific hyperlink. To ensure improved user guidance, Branch.io records the operating system and version, time stamp, API key (application identification key), application version, device model, manufacturer and identification number, iOS identification key for advertising, iOS identification key for vendors, Android identification key for advertising, IP address and network status. The data mentioned, in particular the IP-address, is used exclusively for the purpose of creating a link to our apps and only for a limited period of time. Branch.io may use cookies. The use of these smart links is evaluated by us in pseudonymised form. Branch Metrics collects data as part of the provision of the service and its functions. The purpose and scope of data collection and processing by Branch Metrics and your rights in this regard can be found in the Branch Metrics data protection information: <https://branch.io/policies/#privacy>. An agreement on the processing of data on behalf of XiBIT Infoguide GmbH in accordance with Art. 28 GDPR was concluded with Branch Metrics, Inc. as well as an agreement on standard contractual clauses adapted to our purposes. An "opt-out" for this use is possible via the following page: <https://branch.app/link/optout>.

### Data protection declaration for the use of Wordpress Stats

This website uses the WordPress Tool Stats to statistically evaluate visitor access. The provider is Automattic Inc., 60 29th Street #343, San Francisco, CA 94110-4929, USA. Wordpress Stats uses cookies, which are stored on your computer and allow an analysis of the use of the website. The information generated by the cookies about the use of our website is stored on servers in the USA. Your IP address will be anonymized after processing and before storage. If you want to be informed about the setting of cookies, you can set this in your browser and only allow cookies in individual cases. You can exclude the acceptance of cookies for certain cases or in general, as well as activate the automatic deletion of cookies when closing the browser. If cookies are deactivated, the functionality of our website may be restricted. You can object to the collection and use of your data for the future by setting an opt-out cookie in your browser by clicking on this link:

<https://www.quantcast.com/opt-out/>

If you delete cookies on your computer, you must set the opt-out cookie again.

### Data protection declaration for the use of Facebook plugins (share button)

Plugins from the social network Facebook, provider Facebook Inc., 1 Hacker Way, Menlo Park, California 94025, USA, are integrated on our website. You can recognize the Facebook plugins by the Facebook icon on our site. You can find an overview of the Facebook plugins here: <https://developers.facebook.com/docs/plugins/>.

When you visit our pages, a direct connection is established between your browser and the Facebook server via the plugin. Facebook receives the information that you have visited our site with your IP-address. If you click the Facebook button while you are logged into your Facebook account, you can link the content of our pages to your Facebook profile. This allows Facebook to associate your visit to our site with your user account. We would like to point out that we, as the provider of the pages, have no knowledge of the content of the data transmitted or how it is used by Facebook. You can find more information on this in Facebook's privacy policy at <https://de-de.facebook.com/policy.php>.

If you do not want Facebook to be able to associate your visit to our site with your Facebook user account, please log out of your Facebook user account.

### Data protection declaration for the use of YouTube

Our website uses plugins from the Google-operated YouTube site. The site operator is YouTube, LLC, 901 Cherry Ave., San Bruno, CA 94066, USA. If you visit one of our XiBIT pages with a YouTube plugin, a connection to the YouTube servers will be established. The YouTube server is informed which of our pages you have visited. If you are logged into your YouTube account, you enable YouTube to link your surfing behavior directly to your personal profile. You can prevent this by logging out of your YouTube account. Further information on the handling of user data can be found in YouTube's data protection declaration at: <https://www.google.de/intl/de/policies/privacy>

### Information, deletion, blocking

You can receive information about your personal data stored by XiBIT, its origin and recipient and the purpose of the data processing free of charge at any time. Furthermore, you can request a correction, blocking or deletion of this data by e-mail to [office@xibit.at](mailto:office@xibit.at) or by post to the address given in the imprint. XiBIT will always, if it turns out that a registered person violates legal requirements, the present terms and conditions and data protection regulations as well as in any other way against common decency,



The X-tra Bit In Guide Systems

the reputation or the interests of XiBIT or a partner/group company or the functionality of the Websites affected by their behavior, terminate the user account, block the registered person or delete posted objects, infoguides or other posted content and terminate the contract immediately. Registered persons have no right to compensation. All fees due by registered persons up to this point in time are due to XiBIT and vice versa. With the termination of the contract, all claims to further payments expire on both sides. In the event of termination of the account, blocking, deletion of objects or infoguides or other content as well as discontinuation of the service, XiBIT is entitled to delete all imported data (including photos) without any claim for compensation. XiBIT has the right to delete accounts in the free account that have been inactive for more than three years, including the associated content. Registered persons can delete their customer account by sending a termination e-mail to [kuendigung@xibit.at](mailto:kuendigung@xibit.at) with the e-mail address registered with XiBIT and the subject "delete account". Immediately after receipt of the termination e-mail, XiBIT initiates the deletion and notification of the successful deletion.