

Privacy Terms

1. Introduction

The use of the internet pages of the COVID-19 Energy Access Relief Response is possible without any indication of personal data; however, if a data subject wants to use special services via our website, processing of personal data could become necessary. If the processing of personal data is necessary and there is no statutory basis for such processing, we generally obtain consent from the data subject.

The processing of personal data, such as the name, address, e-mail address, or telephone number of a data subject shall always be in line with the General Data Protection Regulation (GDPR), and in accordance with the country-specific data protection regulations applicable to the COVID-19 Energy Access Relief Response. By means of this data protection declaration, we would like to inform the general public of the nature, scope, and purpose of the personal data we collect, use and process. Furthermore, data subjects are informed, by means of this data protection declaration, of the rights to which they are entitled.

2. Data Protection Information

The following information will provide you with an overview of how we process your data and your rights according to data privacy laws. Please note, the processing of data depends on the services applied for or agreed upon.

3. Owner and Data Controller

The unit responsible for data processing is:

Persistent Energy LLC
Josefstrasse 59
8005 Zurich
Switzerland

4. Sources and type of data

We process personal data that we obtain from our business clients and suppliers in the context of business relationships. We also process – insofar as necessary to provide our services – personal data that we obtain from publicly accessible sources, (e.g. debt registers, commercial and association registers, press, internet) or that is legitimately transferred between entities providing the services related to the COVID-19 Energy Access Relief Response or from other third parties.

5. Legal basis for processing

- 6.1. Art. 6(1) lit. a GDPR serves as the legal basis for processing operations for which we obtain consent for a specific processing purpose.
- 6.2. If the processing of personal data is necessary for the performance of a contract to which the data subject is party, the processing is based on Article 6(1) lit. b GDPR.
- 6.3. The same applies to such processing operations which are necessary for carrying out pre-contractual measures, for example in the case of inquiries concerning our products or services. If we are subject to a legal obligation by which processing of personal data is required, such as for the fulfillment of tax obligations or financial market regulations, the processing is based on Art. 6(1) lit. c GDPR.
- 6.4. In rare cases, the processing of personal data may be necessary to protect the vital interests of the data subject or of another natural person. This would be the case, for example, if a visitor were injured in our company and his name, age, health insurance data or other vital information

would have to be passed on to a doctor, hospital or other third party. Then the processing would be based on Art. 6(1) lit. d GDPR.

- 6.5. Processing operations may be based on Article 6(1) lit. f GDPR. This legal basis is used for processing operations which are not covered by any of the abovementioned legal grounds, if processing is necessary for the purposes of the legitimate interests pursued by our company or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data. Where the processing of personal data is based on Article 6(1) lit. f GDPR, our legitimate interest is to carry out our business in favour of the well-being of all our employees and the shareholders.

6. Data recipients

Your data may be received by entities involved in providing services related to the COVID-19 Energy Access Relief Response.

7. International transfer of data

Your data may be shared with entities outside the European Economic Area (“EEA”). Personal data is transferred outside the EEA on the basis of declarations of adequacy or other appropriate safeguards, in particular standard data protection clauses adopted by the European Commission.

Please contact us if you would like to request to see a copy of the specific safeguards applied to the export of your information (Article 13 para 1f of the GDPR).

8. Security of processing

We strive to ensure that personal data is used properly and protected from unauthorized access, use or disclosure. We use a combination of process, technology and physical security controls to protect personal data from unauthorized access, use or disclosure.

In addition, access to personal data is restricted to employees, contractors, and agents who need such information to perform their assigned functions and to develop or improve our services.

9. Record retention

The data controller shall process and store the personal data of the data subject only for the period necessary to achieve the purpose of storage, or as far as this is granted by the European legislator or other legislators in laws or regulations to which the controller is subject to.

If the storage purpose is not applicable, or if a storage period prescribed by the European legislator or another competent legislator expires, the personal data are routinely blocked or erased in accordance with legal requirements.

10. Your data privacy rights

Every data subject has the right to access according to Article 15 GDPR (Article 8 FADP), the right to rectification according to Article 16 GDPR (Article 5 FADP), the right to erasure according to Article 17 GDPR (Article 5 FADP), the right to restrict processing according to Article 18 GDPR (Articles 12, 13, 15 FADP), the right of object according to Article 21 GDPR (Article 4 FADP), and if applicable, the right to data portability according to Article 20 GDPR. Furthermore, if applicable, you may also have a right to lodge a complaint with an appropriate data privacy regulatory authority (Article 77 GDPR).

You can withdraw consent granted to us for the processing of personal data at any time.

11. To Automated Decision-Making and Profiling

We generally do not use any automated decision-making or profiling pursuant to Article 22 GDPR. If we use this procedure in individual cases, we will inform you of this separately, as long as this is a legal requirement. Please note that the withdrawal only applies to the future. Processing that was carried out before the withdrawal is not affected by it.