



MünchenerHyp

## Data protection

We take the protection of your personal data very seriously and treat it confidentially and in accordance with the statutory provisions. With the following privacy policy, we would like to inform you about the processing of your personal data by MünchenerHyp and the rights to which you are entitled under data protection law.

### 1. Scope of the processing of personal data

MünchenerHyp processes, i.e. collects, stores, uses, transmits and deletes personal data of

- (1) prospective customers and customers,
- (2) their employees and representatives
- (3) beneficial owners of our customers in accordance with applicable laws (e.g. GWG).

For reasons of readability, the aforementioned categories of persons are referred to as "customers" in the following. This data may include, but is not limited to, the following categories:

- Personal data, such as
  - Name
  - Address | contact data (address, e-mail address, telephone numbers)
  - Date/place of birth, gender, nationality, marital status, legal capacity
  - Identification documents, if applicable, tax identification data, employment)
- Bank data
- Credit documents (salary statements, information on assets and liabilities, employer, type and duration of employment, marital status)
- Lending objects
- Other collateral for the loan
- Rating data/score values

We collect this data at the beginning of the contact process by submitting a loan application, inquiries to our company (by e-mail, mail or telephone), by property appraisers on behalf of or in the context of existing business relationships with credit agencies.

Furthermore, we process data from publicly accessible sources (e.g. from land registers, the commercial register or debtor lists) to the extent permitted by law.

### 2. Purpose and legal basis of the processing of personal data

MünchenerHyp stores and processes the aforementioned personal data in accordance with the provisions of the EU General Data Protection Regulation (GDPR) and the German Federal Data Protection Act 2018 (BDSG):

**(a) On the basis of any consent given to process personal data.**

Consent given may be revoked at any time with effect for the future without affecting the lawfulness of the processing carried out until revocation.

**(b) For the performance of a contract or for the implementation of pre-contractual measures at the request of the data subject(s) on the basis of Article 6 (1) (b) GDPR.**

MünchenerHyp stores and processes the personal data of its customers for loan processing and management as part of the business relationship and its initiation. Further details on the purpose of data processing can be found in the contract documents and terms and conditions.

**(c) To protect the legitimate interests of MünchenerHyp or third parties on the basis of Article 6 (1) (f) GDPR.**

MünchenerHyp stores and processes personal data to the extent necessary and appropriate to protect the legitimate interests of MünchenerHyp or third parties. This applies, for example, to direct advertising and market research, the exchange of data with credit agencies, the calculation of creditworthiness and default risks, the compilation of data on purchase prices, the enforcement, exercise or defense of legal claims, etc.

**(d) To fulfill legal obligations of the on the basis of Article 6 para.1 (c) GDPR.**

MünchenerHyp stores and processes personal data insofar as this is necessary to fulfill legal obligations, such as those arising from tax laws, the Money Laundering Act, the German Banking Act, or banking supervisory requirements. This applies, for example, to identity checks, prevention of money laundering, actions to fulfill tax control obligations and internal bank risk management.

### **3. Recipients of personal data**

MünchenerHyp is legally bound to secrecy, and personal data of customers is therefore only transferred on the basis of consent, on the basis of legal permits or obligations, or to processors.

These are in detail:

- (a) Public authorities (e.g. Deutsche Bundesbank, BAFIN, Bundeszentralamt für Steuern, judicial and law enforcement authorities)
- (b) Lawyers, notaries and auditing firms, other credit institutions, credit agencies and intermediaries of business relationships
- (c) Recipients for whom the customer has given consent for data transfer or has released MünchenerHyp from the obligation of banking secrecy

(d) Industry service providers or other processors who are legally and contractually bound to secrecy. Processors are used, for example, for IT services, data deletion and real estate valuations.

A transfer to third countries and a sale of your data does not take place.

#### **4. Data deletion and storage period**

MünchenerHyp stores and processes personal data for as long as is necessary to achieve the respective processing purpose. Subsequently, the data will generally be deleted unless storage is necessary (a) due to statutory regulations, in particular those arising from the German Commercial Code, the German Fiscal Code, the German Banking Act, the German Money Laundering Act and the German Securities Trading Act or (b) to secure evidence of legal disputes within the statutory limitation periods.

#### **5. Obligation to provide personal data**

The customer must provide MünchenerHyp with personal data insofar as this is required for the conclusion, fulfillment or termination of a contract or for the fulfillment of contractual obligations stemming from a contract. If this data is not provided, MünchenerHyp will generally not be able to enter into or fulfill a contractual relationship.

In order to comply with money laundering regulations, MünchenerHyp is obliged to identify the customer in a documentable manner with regard to name, address, place and date of birth on the basis of identification documents before entering into a contractual relationship. If the customer fails to provide MünchenerHyp with the required data and, if necessary, update it, MünchenerHyp is prohibited from entering into or continuing the respective business relationship.

#### **6. Rights of the customers**

You have the right to information (according to Art. 15 DGSVO, § 34 BDSG), the right to rectification (according to Art. 16 GDPR), the right to erasure (according to Art. 17 GDPR, § 35 BDSG), the right to restriction of processing (according to Art. 18 GDPR) and the right to object (according to Art. 21 GDPR) at any time.

If you consider that the processing of personal data concerning you infringes the GDPR, you have the right to file a complaint with a supervisory authority, in particular in the Member State of your residence, workplace or the place where the alleged infringement supposedly occurred, without prejudice to any other administrative or judicial remedy. You can find the address in the section "Responsible party in terms of data protection".

3For loans in retail business, MünchenerHyp also uses the data received for profiling purposes (scoring) to determine the customer's creditworthiness on the basis of values customary in the industry. This involves calculating a probability value about a customer's future contractual fulfillment of payment obligations. The data used to calculate the probability value, i.e.

- general personal data (number of debtors, age, employment characteristics, industry, marital status, address, legal form)

- economic data on the person (income, SCHUFA information, problems reported to the bank by the borrower, such as unemployment or insolvency)
- Data on the collateral object (value, year of construction, location, type, own or third-party use, purchase/new construction/modernization or similar)
- Data on the financing (rate, debit interest rate, repayment rate, credit level at the time of the loan being granted and current credit level, sales channel, type of feed, date of disbursement, remaining loan period, information on arrears and returned debit notes within the last 24 months)

is processed on the basis of a scientifically recognized mathematical-statistical procedure. The calculated probability values support MünchenerHyp in deciding on the establishment, implementation or termination of a contractual relationship and are included in MünchenerHyp's ongoing risk management. Personal data is processed here to protect MünchenerHyp's legitimate interests, i.e., to avoid loan defaults and to manage the risks of the credit business.

## **Information about your right to object according to Art. 21 of the General Data Protection Regulation (GDPR)**

In addition, you have the right to object at any time, on grounds relating to your particular situation, to the processing of personal data relating to you which is carried out on the basis of Article 6 (1) (e) or (f) GDPR; this also applies to profiling based on these provisions within the meaning of Article 4 No. 4 GDPR.

If you object, MünchenerHyp will no longer process the personal data relating to you unless it can demonstrate compelling legitimate grounds for the processing which outweigh your interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.

If the personal data concerning you is processed for the purposes of direct marketing, you have the right to object at any time to the processing of personal data concerning you for the purposes of such marketing; this also applies to profiling, insofar as it is related to such direct marketing.

If you object to the processing for direct marketing purposes, the personal data concerning you will no longer be processed for these purposes.

The objection can be made without having to observe formal requirements and should be addressed to:

Information Security and Data Protection/Informationssicherheit und Datenschutz  
 Münchener Hypothekenbank eG  
 Karl-Scharnagl-Ring 10  
 80539 Munich  
 Germany  
[Datenschutz@muenchenerhyp.de](mailto:Datenschutz@muenchenerhyp.de)

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