
DATA PRIVACY

FOR THE FOLLOWING OFFERINGS OF THE ABB ABILITY™ BUILDING ECOSYSTEM (BE):

- LICENSES FOR THE BUILDING EDGE CONTROL POWERED BY OPENBOS INCL. ALL EMBEDDED APPLICATIONS AND
- SUBSCRIPTIONS FOR BE SPACE EFFICIENT – MEETING ROOMS APPLICATION

This privacy policy of the following offerings of the ABB Ability™ Building Ecosystem (BE):

- Licenses for the Building Edge Control powered by openBOS incl. all embedded applications and
 - Subscriptions for BE Space Efficient – Meeting Rooms Application
- shall apply to You upon acceptance.

1. Definitions

„ABB”, “we”, “us” or “our” means ABB Inc, 2018 Powers Ferry Rd., Atlanta, GA 30339, USA

“ABB Product” means the (hardware) product “Building Edge Control” (e. g. BECL/D.200.16 and other variants) running openBOS and all embedded applications, especially the BE Space Efficient – Meeting Rooms application

“BE” means the ABB Ability™ Building Ecosystem

“BE Space Efficient – Meeting Rooms” and “BE Space Efficient – Meeting Rooms Application” means the Application for meeting rooms management, which is realized as a combination of an application running on the ABB Product and as an SaaS application in the Portal

“Data” means Personal Data and/or other data (e.g. data relating to Your buildings and rooms, physical meetings etc.)

“Marketplace” means the ABB Ability Marketplace of US for sale of Services accessible via the link <https://us.marketplace.ability.abb/>

“Personal Data” means any data or information of an identified or identifiable natural person

“Portal” means the ABB Ability™ portal for rendering of Services accessible via the link <https://buildings.ability.abb>

“Services” means the services, software, or licenses, to be offered / sold via the Market place and/or rendered via the Portal, especially the service delivered by the BE Space Efficient – Meeting Rooms Application

“System Integrator” means a company working for the owner of buildings in order to integrate various supplies and services, in particular to integrate the BE in the building.

“You”, “your” means a legal entity, company or organization being owner of buildings and using the Marketplace for purchasing of Services and/or receiving Services via the Portal or being System Integrator.

“We”: cf. “ABB”.

General Provisions

Personal Data and other Data

We hereby inform You that Data relating to You or your processes provided by You and/or otherwise collected through the Services may be entered into Our and/or ABB's electronic databases (i.p. ABB Ability™) and shall be treated in compliance with applicable data protection legislation; the Data will be processed electronically for the following purposes:

- (a) to offer / order Services to You in compliance with the above-mentioned law and relevant legislative obligations,
- (b) to perform Services for You, e.g. to store (or have stored) on the Portal selected information, e.g. identifier or name of ABB Product and building owner and/or Data about Your buildings, rooms, physical meetings in the rooms, HVAC / lighting status or conditions of the rooms etc.
- (c) to develop update/upgrade/new release of the BE offering by using the information provided and/or gathered from Customer when installing, copying, or otherwise using the BE offering and
- (d) to be provided with information on Customer's products and/or services and sales promotion initiatives, participating in sales promotion campaigns and/or advertisement campaigns, participating in prize competitions or games
- (e) Your Data not being Personal Data may also be processed by Us for analytics and statistics purposes as well as development and/or upgrade of the BE offering and may be transferred and/or made available to third parties for the same purposes.

You understand and agree that any Personal Data collection at Your site shall be covered by Your own privacy policy.

The ABB legal entity with which You contract and You will be joint controllers of the Personal Data and You will be responsible in view of the users at Your site.

Data collected may be available to ABB's employees and/or non-ABB external freelancers as data controller's assistants for processing the data and may be communicated to third parties providing services, including marketing services and to companies of Our group of companies in Germany, the US and abroad for the purposes above mentioned as external data processors. Personal Data may be transferred to countries outside the USA.

ABB reserves the rights to avail itself of tracking system/use cookies and site referrals about usage of the Portal, the ABB Product or the Service.

Erasure of Data

Your Data deriving from the use of the BE Space Efficient– Meeting Rooms Application, which are stored on the Portal, will be stored for 3 years, as long as You own an applicable subscription. Data which is older than 3 years will be automatically erased. Upon effectiveness of any termination of a subscription all Your Data stored the Portal and pertaining (only) to such subscription will be erased 90 days after the termination of the applicable subscription. If You enter a new license key after such time You will have no access to the Data deriving from the past.

If there are Personal Data retained by Us which We can delete, We will delete such Data as per applicable law. The Data in Your ABB Product cannot and will not be erased by Us.

All Data relating to the order(s) between Us and You (license and/or subscription) shall be subject to the separate “ABB Ability™ Data Privacy Policy”.