

Latest Update: 16.10.2024

This page informs you of our policies regarding the collection, use and disclosure of Personal Information we receive about users of the Freight Audit modules.

Privacy Policy

By using the Freight Audit web-based modules (also referred to as the "system" or "platform"), you agree to the collection and use of information in accordance with this policy.

Who does this Privacy Policy apply to?

This privacy notice applies to data processing by the controller:

ControlPay B.V.
Hoge Mosten 22A
4822 NH Bred
Netherlands

(from this point on also referred to or mentioned as "ControlPay", "us", "we", or "our")

We act as a data controller for all personal data collected by ControlPay and we may request to perform processing activities from any of ControlPay divisions depending on the business specifics. We process personal data as safely and reasonably as possible and in strict compliance with the applicable data protection legislation, including the EEA's General Data Protection Regulation 2016/679 ("GDPR") and Brazil's Lei Geral de Proteção de Dados, the Brazilian General Data Protection Law, Federal Law no. 13,853/2019 ("LGPD").

Data protection queries can be sent to the group data protection officer at Transporeon, parent company of ControlPay, via email to transporeon_dataprotection@trimble.com or you can send your request by post to the following address:

Transporeon GmbH
Data Protection Officer
Heidenheimer Straße 55/1
89075 Ulm
Germany

What is covered by this Privacy Policy?

This Privacy Policy tells you:

- which personal data we collect and process;
- how we store and process your personal data while we perform freight audit-related business activities;
- what your rights are and whom you may contact for more information or queries.

Which personal data do we collect?

While performing business-related activities in the system, we may ask you to provide us with personal data that can be used to contact or identify you in terms of freight audit activities.

Your following personal data is collected and processed: your full name and salutation; your business contact detail such as e-mail address and phone number, your position, your IP address («Personal Information»).

How do we obtain your personal data?

We may obtain your personal data:

- due to the fact that you have provided it to us (e.g. via the system, the Service Desk platform, an e-mail you sent to us, via a contract we have with you), or

- in the framework of the execution of our business activities, due to someone else has provided it to us (a colleague of yours or your business partner) to use in the framework of ControlPay business activities).

How do we store and disclose your personal data?

Your personal data will be stored on our server in Europe. The defined ControlPay staff members, in all offices, may have access to your personal data for the business-related purposes described in this Policy.

To achieve the objective of our processing, as described above, we may allow to access your personal data outside the European Economic Area (EEA) or outside Brazil ensuring proper technical and organizational measures for the data protection. This ability is granted to ControlPay staff members, including those in our offices outside the EEA or Brazil. The European affiliated companies of ControlPay and the affiliated companies outside of the European Union or the European Economic Area have implemented and transcribed the EU standard contractual clauses in order to ensure an adequate level of data protection and to ensure compliance with the legal requirements of Art. 44 ff. GDPR. The legal basis for data transmission is Art. 6 Para. 1 clause 1 lit. f GDPR. Our legitimate interest results from the possibility to support your use of our service worldwide and in a multitude of languages. We provide your personal data to our affiliated companies, which are named at the following address: https://legal.transporeon.com/transporeon_entities.pdf. In addition, depending on the use of our services, we currently provide your personal data to the following service providers, which are named at the following address:

https://legal.transporeon.com/transporeon_service_providers.pdf

According to Article 5 (e) GDPR and Article 16 LGPD, we only retain the personal data collected as long as the user's account is active or otherwise for a limited period of time as long as we need it to fulfill a reasonable business purpose.

The legal grounds for processing your personal data:

We process your personal data for the following purposes relying upon the following legal basis:

- due to the fact that you have given your consent to the processing of your personal data for purposes of improvement of our services (Article 6 (a) GDPR and Article 7 (I) LGPD) (see Cookies - Mixpanel below);
- for the purposes of the legitimate interests of our company (Article 6 (f) GDPR and Article 7 (IX) LGPD). The processing of your first name, last name, and business contact details takes place when using the system (including providing access to the system, enabling communication with users, rendering remote support and onboarding, sharing information on updates and troubleshooting). In this respect, we will always determine whether our interests are not overridden by your interests, fundamental rights and freedoms.

How is your personal data secured?

We employ strict technical and organizational (security) measures to protect your personal data from an access by unauthorized persons and against unlawful processing, accidental loss, destruction and damage, both online and offline.

These measures include:

- training relevant staff to ensure they are aware of our privacy obligations when handling personal data;
- administrative and technical controls to restrict access to personal data to ControlPay staff members. We use strict criteria for the access authorization to your personal data (with the approach as few people as possible) and exclusively for the specified purposes;
- technological security measures, including firewalls, encryption and anti-virus software;
- back-up systems;
- login access blocks in case of loss or theft of devices;

- physical security measures.

Our security measures comply with international standards, such as ISO27001 for the data security and availability.

How do we use your personal data for communication?

We may send you notification letters related to freight audit activities whenever particular changes in the system/related to your account in the system or some informational points appear or in case particular actions are required from your side. We may also use your e-mail or phone number in order to contact you in terms of freight audit related activities within contract obligations fulfilment.

What are your rights regarding personal data?

- You have the right to access the personal data that we use relating to you (Article 15 (1) GDPR and Article 18 (II) LGPD). In particular, you can request information on the processing purposes, the category of personal data, the categories of recipients to whom your data has been disclosed, the planned retention period, the rights to rectification, deletion, limitation of processing, or objection, the existence of a right to complain, the source of the data, if not collected from us, and the existence of automated decision-making including profiling and, where appropriate, meaningful information about the details;
- If your personal data is incorrect or incomplete/outdated, you can demand the correction of incorrect or completion of incomplete personal data stored with us (Article 16 GDPR and Article 18 (III) LGPD).
- You can request to erase your personal data unless processing of such data is required for exercising the right of freedom of expression and information; compliance with legal obligations; for reasons of public interest; for the establishment, exercise or defense of legal claims (Article 17 GDPR and Article 18 (VI) LGPD). You can also ask us to restrict the processing of your personal data. This is possible in the following situations: You think that your personal data is incorrect or we no longer require your personal data (Article 18 GDPR and Article 18 (IV) LGPD).
- You have the right to withdraw your previously given consent (Article 7 (3) GDPR and Article 8 (5) LGPD).
- According to Art. 20 GDPR, you may receive your personal data provided to us in a structured, standard and machine-readable format or require it to be forwarded to another controller;
- You can pose your complaint to supervising authority (Member state of residence or place of work) (Article 77 GDPR and Article 18 (IX, 1) LGPD).

Right to object

If your personal data is processed based on legitimate interests in accordance with Art. 6 Para. 1 clause 1 lit. f GDPR, you have the right to file an objection against the processing of your personal data in accordance with Art. 21 GDPR provided that there are reasons for this arising from your particular situation, or the objection relates to direct advertising. In the latter case, you have a general right of objection, which is implemented by us with no requirement to give a specific reason. If you would like to exercise your right of revocation or objection, please send an e-mail to dataprotection@transporeon.com.

Cookies

Session and Setting Cookies. We use session cookies on our platform. These are small files that your browser automatically creates and that are stored on your device (laptop, tablet, smartphone, etc.) when you visit our platform. Cookies do not harm your device, do not contain viruses, trojans or other malicious software. The cookie stores information resulting in connection with the specific terminal used. However, this does not mean that we are immediately aware of your identity. The use of cookies serves to make using our online services more pleasant for you. And so we set so-called cookies to authenticate you. In addition, we also use temporary cookies that are stored on your device for a specified period of time. If you visit our Platform again to use our services, we automatically recognize that you were already on our site and note what language you chose, so you will not have to enter it again. These cookies are automatically deleted after a defined time. The data processed by cookies is required for the purposes of safeguarding our legitimate interests as well as those of third parties pursuant to Art. 6 Para. 1 clause 1 lit. f GDPR.

Mixpanel. Certain Freight Audit modules use functions of the web analysis service Mixpanel Inc., One Front Street, 28th floor, San Francisco, CA 94111, USA ("Mixpanel"). We use Mixpanel because it allows us to measure product KPIs like churn, retention, usage frequency, usage duration, etc. and it helps us to better understand how you interact with our products (e.g. which features are most/least used, where do you spend the most time, etc.) which will in return help us to decide where to improve our products. Mixpanel uses cookies and other technologies to collect data on your behavior and your devices. We setup Mixpanel that no personal information is being stored and a distinct ID is used for detecting if it is a new user or a recurring visitor. This distinct ID is created by us and then sent to Mixpanel. Mixpanel cannot merge the tracking data with other personal data on their end. However, we are able to do this since the distinct ID equals your user ID within our services. It contains personal data like your name or business contact details that you have stated in your user profile. For further details, please see the Mixpanel Privacy Statement: <https://mixpanel.com/privacy/>. We delete the analytics data about your visit after 26 months.

With Mixpanel we have implemented the EU standard contractual clauses in order to ensure an adequate level of data protection and to ensure compliance with the legal requirements of Art. 44 ff. GDPR. Additionally, an adequacy decision from the European Commission is in place for the USA and Mixpanel complies with the EU-U.S. Data Privacy Framework (DPF). To learn more about the DPF program and to view the certification, please visit <https://www.dataprivacyframework.gov/>. The legal basis for the web analysis is your consent according to Art. 6 Para. 1 clause 1 lit. a GDPR. You can revoke your consent in Privacy Settings on our platform at any time. Your data are then no longer used for web analysis. Further information on the opt-out can be found at: <https://mixpanel.com/optout/>

Changes to this Privacy Policy

We reserve the right to update or change our Privacy Policy at any time and you should check this Privacy Policy periodically. Your continued use of the service after we post any modifications to the Privacy Policy on this page will constitute your acknowledgment of the modifications and your consent to abide and be bound by the modified Privacy Policy.

If we make any changes to this Privacy Policy, we will notify you either through the e-mail address you have provided us, or by placing a prominent notice on our website.

How to Contact Us

We hope that this Privacy Policy helps you to understand and feel confident about the way we collect and process your data. If you have any further queries about this Privacy Policy, please contact us:

Questions related to GDPR (EEA region) by email at transporeon_dataprotection@trimble.com.

Questions related to LGDP (Brazil): by e-mail at customerservicebr@transporeon.com.