

PRIVACY POLICY HUGO BOSS WEB

AUSTRALIA

HUGO BOSS AG, Dieselstr. 12, 72555 Metzingen, Germany (hereinafter “**HUGO BOSS**” or “**we**”) provides the HUGO BOSS website, including the online store integrated into it under the URL www.hugoboss.com/au. HUGO BOSS attaches great importance to the protection of your personal data and processes it exclusively in accordance with the principles described below and in compliance with the applicable local data protection laws as well as the EU General Data Protection Regulation (GDPR).

In the following privacy policy, we provide you with information about the data controller processing of your personal data, the data controller’s data protection officer (**Section A**) and about your rights you may have with respect to the processing of your personal data (**Section B**). You can also find information in the following about the processing of your personal data (**Section C**).

NOTE: If you are purchasing articles from online store you will be subject to the **PRIVACY POLICY of GLOBAL-E NL B.V.. (“Global-e”)**, Krijn Taconiskade 430 1087 HW Amsterdam, The Netherlands, HUGO BOSS’s international fulfilment partner. Global-e will be a data **controller** in its own right in respect of any personal information it holds to conclude, manage and perform the purchase contract.

Depending on the section of data processing, your personal data is processed in HUGO BOSS’s or Global-e’s system area. As part of the purchase process, customer data is processed exclusively in the online store and in the HUGO BOSS system area (“**operating range HB**”). Only during the “checkout process” is customer data transmitted via an interface to the Global-e system area, where further data processing takes place (“**operating range GE**”). With this data transfer via the interface into the Global-e system area, the factual influence and responsibility for data processing changes from HUGO BOSS to Global-e.

A detailed description of how HUGO BOSS and Global-e make HUGO BOSS’s products available for purchase is included in the [Terms and Conditions of Sale](#).

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A. INFORMATION ABOUT THE DATA CONTROLLER

I. Name and contact details of the data controller

HUGO BOSS AG
Dieselstrasse 12, 72555 Metzingen, Germany
Telephone: +49 7123 94-0
Fax: +49 7123 94-80259
E-mail: info@hugoboss.com

II. Contact details of the data controller's Data Protection Officer

HUGO BOSS AG
Data Protection Officer
Dieselstrasse 12, 72555 Metzingen, Germany
Telephone: +49 7123 94 – 80999
Fax: +49 7123 94 – 880999
E-mail: privacy@hugoboss.com

B. INFORMATION ABOUT THE RIGHTS OF DATA SUBJECTS

As a data subject you can exercise the following rights with respect to the processing of your personal data, provided that the relevant conditions are met:

- I. Right of access: you have the right to request access to your personal data held by HUGO BOSS (Art. 15 GDPR or similar local provision)
- II. Right to rectification or correction: you have the right to rectify or correct personal data held by HUGO BOSS (Art. 16 GDPR or similar local provision)
- III. Right to erasure (“right to be forgotten”) (Art. 17 GDPR)
- IV. Right to restriction of processing (Art. 18 GDPR)
- V. Right to data portability (Art. 20 GDPR)
- VI. Right to object (Art. 21 GDPR)

Under the conditions provided in Art. 21 No.1 GDPR you have the right to object, on grounds relating to your particular situation, at any time to processing of your personal data which is based on Art. 6 (1) (e) or (f) GDPR, including profiling based on those provisions. Under the conditions provided in Art. 21 No.2 GDPR you have the right to object at any time to processing of your personal data for such marketing, which includes profiling to the extent that it is related to such direct marketing.

You can find detailed information regarding the legal basis of processing in **Section C** of this Privacy Policy.

- VII. Right to withdraw consent (Art. 7 (3) GDPR)
- VIII. You have the right to lodge a complaint by contacting our Data Protection Officer (**Section A.II.**). The Data Protection Officer will assess any complaint with the aim of resolving it in a timely and efficient manner and may request relevant information from you that is required to resolve the complaint.
- IX. You also have the right to lodge a complaint with the supervisory authority at any time (Art. 77 (1) GDPR)

You may contact our Data Protection Officer (**Section A.II.**) for the purpose of exercising your rights.

C. INFORMATION ABOUT THE PROCESSING OF PERSONAL DATA

In connection with our online activities different personal data is processed for different purposes. You will find information below regarding the purposes and means of the processing of personal data.

I. Tracking including the use of cookies

1. General information

Personal data may also be processed as part of the tracking process. Personal data is all data that can be related to you personally. The execution of programs or the transfer of viruses to the terminal device used by you is not possible.

Your browser uses so-called Cookies when you visit our website. Cookies are small text files that your browser stores on your hard drive. If you access the HUGO BOSS websites again, HUGO BOSS may retrieve the stored cookie information. We and our service providers use browser and flash Cookies and other common online tracking technologies, including small graphics known as counting pixels, pixel tags, web beacons or clear GIFs, which are used in connection with the provision of our services to track the use of the online service by our users. In general, Tracking-Technologies and Cookies are referred to as “**Cookies**”.

We would also like to point out that you can generally prohibit the use of Cookies or delete Cookies in your browser settings. Please refer to the manufacturer's instructions for further details on the specific procedure.

If our app is available and you use it, log data is collected via the Hypertext Transfer Protocol (Secure) (HTTP(S)). Your terminal device (model and IMEI), operating system, the accessed (sub) page, date and time of access, country (according to IP address), technical usage data (e.g., which products were accessed, shopping cart information, completion of a purchase) are processed. So-called IP anonymization is activated in the App. This means that the technically transmitted IP address is anonymized or alienated by shortening the IP address (by deleting the last octet of the IP address) before storage.

Cookies and tracking technologies in the App are collectively referred to as “Tracking Technologies.”

You can find detailed information about the tracking technology used in each case, such as the purpose of processing, the data processed, the storage period and the service providers used on the website via the cookie banner/ cookie settings, and in the app via the consent overlay/ consent settings. You can also revoke your consent at any time either for a tracking technology category or for individual services via the “Cookie Settings” in the footer of our website or via the “Consent Settings” tab in the app. If you prohibit the use of tracking technologies, functional impairments are possible.

2. Various types of Tracking-Technologies

HUGO BOSS uses various types of Tracking-Technologies, namely necessary Tracking-Technologies, functional Tracking-Technologies, Tracking-Technologies for analytics and Tracking-Technologies for marketing purposes. In the following you will receive more information about these various types of Tracking-Technologies.

Within our company, we pass on your personal data exclusively to those units and persons who need this data to fulfil their contractual and legal obligations or to execute our legitimate interest. There is no automated individual decision-making cases within the meaning of Art. 22 EU GDPR.

For more information about the service providers, which we use, please go to “Cookie Settings” in the footer of our Website.

a) Necessary Tracking-Technologies

Some functions of our website/App cannot be offered without the use of technically necessary Tracking-Technologies. In these Tracking-Technologies, we collect technical communication and usage data, such as the IP address, technical log information, login information if applicable, and a unique Cookie/User-ID, which enables us to recognize you when you return to our website or open our App. HUGO BOSS is working with Global-e who will be seller of the goods if you decide to buy something from the online store. In order to be able to conclude a contract by you with Global-e it is necessary to collect your browsing information and transfer it to Global-e.

The provision of your personal data is necessary for the use of the website/App. Please note that if you do not provide your personal data to the extent described above, you will not be able to use the website/App to its full extent.

b) Functional Tracking-Technologies

Functional Tracking-Technologies serve the purpose of enabling you to have a better surfing experience. These Tracking-Technologies are not required, but they simplify your visit to the website by storing communication and usage data, such as font, country and currency settings, as well as a unique Cookie/User-ID, which enables us to recognize you when you return to our website or open our App.

The provision of your personal data is not necessary for the use of the website/App. Please note that it can have a negative influence on the presentation and user comfort (usability) if you do not provide your data.

c) Tracking-Technologies for analytics

HUGO BOSS uses various Tracking-Technologies for analytics purposes, e.g. to better understand how the website/App is used and to improve its services.

For this purpose, we collect technical communication and usage data, such as the IP address, technical log information, login information if applicable, and a unique Cookie/User-ID, which enables us to recognize you when you return to our website or open our App. We also collect certain data in connection with your order as well as analysis data, i.e. aggregated data on which conclusions are drawn.

The provision of your personal data is not necessary for the use of the website/App.

d) Tracking-Technologies for marketing purposes

HUGO BOSS uses various Tracking-Technologies for advertising and targeted marketing purposes, e.g. to place personalized advertisements. This also includes the use of Tracking-Technologies from various social media providers, such as Facebook.

For this purpose, we collect technical communication and usage data, such as the IP address, technical log information, login information if applicable, and a unique Cookie/User-ID, which enables us to recognize you when you return to our website or open our App. We also collect certain data in connection with your order as well as analysis data, i.e. aggregated data on which conclusions are drawn.

The provision of your personal data is not necessary for the use of the website/App.

II. Informational use of the website

When the use of the website is purely informational, certain information, for example your IP address, is for technical reasons sent to our server by the browser used on your end device. We process this information in order to provide the website content requested by you. To ensure the security of the IT infrastructure used to provide the website, this information is also temporarily stored in a so-called web server log file. Furthermore, we provide you with various functions to assist you when visiting the website (e.g. chat function, contact form, store locator). Depending on which functions you use, further data processing is carried out, which is also described below.

You receive more detailed information on this below:

1. Details on the personal data that are processed

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|--|--|--|--|
| <p>Protocol data which accrue via the Hypertext Transfer Protocol (Secure) (HTTP(S) ("HTTP(S) Data") for technical reasons when the website is visited.</p> | <p>IP address, type and version of your Internet browser, operating system used, the page accessed, the site accessed before visiting the site (referrer URL), date and time of the visit.</p> | <p>Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data.</p> <p>Not providing these data means that we cannot provide the requested website content.</p> | <p>Data is stored in server log files in a form allowing the identification of data subject for a maximum period of 7 days, unless any security related event occurs (e.g. a DDoS attack).</p> <p>If there is a security related event, server log files are stored until the security relevant event has been eliminated and clarified in full.</p> |
| <p>Data that you have stored during a previous visit ("Return Data").</p> | <p>Information about the last products you visited, e.g. information about products you added to the wish list or shopping cart or the selected specification like size and color.</p> | <p>Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data.</p> <p>Not providing these data means that we cannot provide you with tailored information in the online store.</p> | <p>The data is collected through tracking technologies. Information on the storage period can be found on the website via the cookie banner / cookie settings or in the app via the consent overlay / consent settings.</p> |

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|---|---|--|--|
| <p>In case of (optional) use of personalized size recommendations: Data you provide to receive a personalized size recommendation, e.g. under the link “What is my size?” or “Try it on now” (“personalized size data”).</p> | <p>Body-related information such as height, weight, physique information, preferred fit, photo/video footage of your body, etc.</p> | <p>Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data. Not providing these data means that we cannot provide the requested content.</p> | <p>The data is collected through tracking technologies. Information on the storage period can be found on the website via the cookie banner / cookie settings or in the app via the consent overlay / consent settings.</p> |
| <p>When using the Store locator or the “Check in-store availability” function: Information that allows us to determine your location (“Location data”).</p> | <p>Location data</p> | <p>There is no statutory or contractual requirement for the provision of personal data, nor is it a requirement necessary to enter into a contract. There is no obligation to provide the personal data. If the data is not made available, we will not be able to provide the accessed Website content.</p> | <p>When using the map (Store locator) and / or the “in-store availability” function and sharing your location with our Website via your browser, data is processed in order to display your location or to determine the nearest store. This data is not retained beyond that.</p> |

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|--|--|--|--|
| <p>When using the Online Chat function (optional): Information you communicate to us in the Online Chat (“Online Chat data”).</p> | <p>All information related to your online chat, e.g. communication content and communication time.</p> | <p>There is no statutory or contractual requirement for the provision of personal data, nor is it a requirement necessary to enter into a contract. There is no obligation to provide the personal data. If the data is not provided, we will not be able to process your request.</p> | <p>a) Data is stored until your request has been dealt with.</p> <p>b) We store these data for evidence purposes for the establishment, exercise or defence of any legal claims and also for an interim period commencing at the end of the year in which you provided the data and in the event of any legal disputes until such have been concluded.</p> <p>c) We also store these data longer if we are legally required to do so, pursuant to any applicable law.</p> <p>d) If you use the co-browsing function, the image of your browser will not be saved.</p> <p>e) Insofar as the data is collected by tracking technologies, you can find information on the storage period on the website via the cookie banner/ cookie settings or in the app via the consent overlay/ consent settings.</p> |

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|---|---|---|---|
| <p>Data that you provide us with in the contact forms on the website (“Contact Form Data”).</p> | <p>Title, first name, last name, street, house number, postal code, city, country, e-mail address, your request, your message (mandatory), title, telephone number, order number (voluntary).</p> | <p>Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data.</p> <p>Not providing the data means that we cannot process your request.</p> | <p>Data is usually stored until your request has been handled.</p> <p>We store these data for evidence purposes for the establishment, exercise or defence of any legal claims and in the event of any legal disputes until such have been concluded.</p> |
| <p>If (optional) contact is made via other communication channels:</p> <p>Data that you provide when you contact us (“Contact Data”)</p> | <p>Depending on the communication channel: telephone number when contacting us via telephone, mobile telephone number and username when contacting us via messenger (third party communication service provider such as WhatsApp), e-mail address when contacting us via e-mail. In addition, we store the information and communications you provided us in relation to your reason for contacting us.</p> | <p>Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data.</p> <p>Not providing the data means that we cannot process your request.</p> | <p>Data is stored until your request has been fulfilled.</p> <p>We store these data for evidence purposes for the establishment, exercise or defence of any legal claims and also for an interim period commencing at the end of the year in which you provided the data and in the event of any legal disputes until such have been concluded.</p> <p>We also store these data longer if we are legally required to do so, pursuant to any applicable law.</p> |

2. Details on the processing of personal data

| Purpose of processing the personal data | Categories of personal data that are processed | Legal basis, and, if applicable, legitimate interests | Recipient |
|---|---|---|--------------------------|
| <p>HTTP(S) data is processed temporarily in web server log files to provide the website content requested by the user and to ensure the security of the IT infrastructure used to provide the website, in particular to identify, eliminate and preserve evidence of disruptions (e.g. DDoS attacks).</p> | <p>HTTP(S) Data.</p> | <p>Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is providing the website content requested by the user and ensuring the security of the IT infrastructure used to provide the website, in particular to identify, eliminate and preserve evidence of disruptions (e.g. DDoS attacks).</p> | <p>Hosting provider.</p> |
| <p>Provision of a clothing size recommendation</p> | <p>Personalized Size Recommendation Data.</p> | <p>Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is supporting our customers in choosing the right size of clothes to increase customer satisfaction and avoid incorrect orders.</p> | <p>Service provider</p> |
| <p>Personalized displays of information, e.g. on the attractiveness of our products, on current price or product changes, and on equivalent or thematically related products and content, in order to tailor the website visit to the respective personal interests in the best possible way.</p> | <p>HTTP(S) Data, Return data, possibly Order Data</p> | <p>Consent (Art. 6 (1) (a) GDPR) in respect of the cookie banner on our Website.</p> | <p>Service provider</p> |

| Purpose of processing the personal data | Categories of personal data that are processed | Legal basis, and, if applicable, legitimate interests | Recipient |
|---|---|---|---|
| Display of your location and / or stores nearby | Location data | Balancing of interests (Art. 6 (1) (f) GDPR). Our legitimate interest is to support our customers in searching for our stores. Your data is only submitted when released by you in your browser. | - |
| Processing your request. | Contact Form Data and Contact Data, Online Chat Data. | <p>Consent (Art. 6 (1) (a) GDPR) via the cookie banner on our Website.</p> <p>Insofar as your enquiry concerns the performance of a contract to which you are a contracting party, or the implementation of pre-contractual steps: Art. 6 (1) (b) GDPR. Otherwise: Balancing of interests (Art. 6 (1) (f) GDPR). In this case, our legitimate interest is the processing of your request.</p> | <p>Hosting provider, communications service provider (depending on your means of communication and your location). Please be advised that with respect to the use of a communications service provider, additional privacy policies of such communications service provider may also apply to your personal data.</p> |

| Purpose of processing the personal data | Categories of personal data that are processed | Legal basis, and, if applicable, legitimate interests | Recipient |
|---|---|--|------------------|
| Provision of the “Co-browsing” function to actively support you with your order through our live-chat agents. | Online chat data as well as a copy of your browser, whereby it is technically ensured that the chat agent can only access the content in our online store that is necessary in order to provide support and that no personal data from your computer or other (in particular browser) windows is processed. | Insofar as you agree, in the course of an online chat on our website, that the respective chat agent can control your browser remotely, the chat agent can carry out individual steps in the ordering process for you (see also section 3 of the General Terms and Conditions for our Online Store). Balancing of interest (Art. 6 (1) (f) GDPR). Our legitimate interest is the user-friendly, technical support of the ordering process. | Hosting provider |
| Optimization of our customer service e.g. by creating chat reports | Contact Form Data, Contact Data, Online Chat Data, Purchase data, e.g. order value | Consent (Art. 6 (1) (a) GDPR) via the cookie banner on our website to create chat reports or balancing of interests (Art. 6 (1) (f) GDPR). Our legitimate interest is the improvement of our customer service. | Hosting provider |
| Storage and processing for evidence purposes for the establishment, exercise or defence of any legal claims. | Contact Form Data and Contact Data, Online Chat Data. | Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is the establishment, exercise or defence of any legal claims. | - |

Automated decision-making within the meaning of Art. 22 GDPR does not take place.

3. Details on the recipients of personal data and the transfer of personal data to countries outside the EEA and/or international organisations

| Recipient | Recipient's location | Adequacy decision or appropriate or suitable safeguards for transfers to countries outside the EEA and/or international organisations |
|---------------------------------|---|---|
| Hosting provider | EU | - |
| Service provider | EU | - |
| Communications service provider | Depends on your means of communication and your location, but the recipient's location may be overseas in countries including USA | - |

III. Use of the online store

You have the possibility on our website to use the online store. You receive more detailed information on this below.

1. Details on the personal data that is processed

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|--|--|---|---|
| Protocol data that accrue via the Hypertext Transfer Protocol (Secure) (HTTP(S)) for technical reasons during use of our online store (“HTTP(S) Data”). | IP address, type and version of your Internet browser, operating system used, the page accessed, the site accessed before visiting the site (referrer URL), data and time of the visit. | Provision is not a statutory or contractual requirement, or a requirement necessary to enter into a contract. There is no obligation to provide the data. Not providing these data means that we cannot provide the requested Website content. | Data is stored in server log files in a form allowing the identification of data subject for a maximum period of 7 days, unless any security related event occurs (e.g. a DDoS attack). If there is a security related event, server log files are stored until the security relevant event has been eliminated and clarified in full. |
| Information about your purchase that we receive from Global-e, the seller (“Order Data”). | Title, first name, last name, address and e-mail address as well as information about the articles purchased (article description, article number, number of articles, size, colour, price, currency, order number), address data for billing and shipping as well as the relevant Global-e logistic center, date and time of each purchase, payment | Provision is necessary to enter into a purchase agreement. Not providing these data means that you cannot order anything from our online store. | We usually store your data until your order has been completely processed, i.e. until the goods have been sent. We store these data for evidence purposes for the establishment, exercise or defence of any legal claims and in the event of any legal disputes until such have been concluded. |

| Categories of personal data that are processed | Personal data included in the categories | Obligation to provide the data | Storage duration |
|--|--|--------------------------------|---|
| | method chosen and shipping option, status of your order. | | We are obliged to store the data according to German commercial or tax laws up to 10 years. |

2. Details on the processing of the personal data

| Purpose of processing the personal data | Categories of personal data that are processed | Legal basis, and, if applicable, legitimate interests | Recipient |
|--|--|--|--|
| Provision of our Online Store functions on the Website. | HTTP(S) Data. | Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is providing the website content that requested by the user. | Hosting provider. |
| Conclusion of the purchase agreements between Global-e as seller and the customer on the account of HUGO BOSS. This includes the data exchange from the online store of HUGO BOSS to the checkout page of Global-e as well as data in the context of a rescission of the contract. | Order Data. | Art. 6 No.1 (b) GDPR, Performance of a contract and Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is the support of Global-e’s handling of the purchase agreement and the reversal of purchase contracts in case of revocation or other reasons for reversal. | Fulfilment partner (Global-e), hosting provider. |

| Purpose of processing the personal data | Categories of personal data that are processed | Legal basis, and, if applicable, legitimate interests | Recipient |
|---|--|---|--|
| Order management of purchase agreements between the customer and Global-e as seller on the account of HUGO BOSS. This includes in particular preparing the parcels with the goods you have ordered. | Order Data. | Art. 6 No.1 (b) GDPR, Performance of a contract and Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is the support of Global-e's handling of the purchase agreement. | Fulfilment partner (Global-e), hosting provider. |
| Providing customer care to customers who bought from Global-e as seller on the account of HUGO BOSS. This includes support regarding returns and refunds. | Order Data. | Art. 6 No.1 (b) GDPR, Performance of a contract and Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is the support of Global-e's handling of the purchase agreement. | Fulfilment partner (Global-e), hosting provider |
| Storage and processing for evidence purposes for the establishment, exercise or defence of any legal claims. | Order Data. | Art. 6 No.1 (f) GDPR. After balancing of the interests our legitimate interest is the establishment, exercise or defence of any legal claims. | Hosting provider |

Automated decision-making within the meaning of Art. 22 GDPR does not take place.

3. Details on the recipients of personal data and the transfer of personal data to countries outside the EEA and/or international organisations

| Recipient | Recipient's location | Adequacy decision or appropriate or suitable safeguards for transfers to countries outside the EEA and/or international organisations |
|--|----------------------|---|
| Hosting provider, shipping services provider, fulfilment partner (Global-e). | EU | - |

D. EFFECTIVE DATE AND AMENDMENT OF THIS PRIVACY POLICY

This Privacy Policy is effective immediately.

It may be necessary to amend this Privacy Policy due to technical developments and/or changes to statutory or regulatory requirements. The currently valid version of this Privacy Policy can be accessed at any time at www.hugoboss.com/au.