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Socials

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Facebook: www.facebook.com/dekempenaeradvocaten/

Twitter: www.twitter.com/DeKempenaerNV

Instagram: www.instagram.com/de_kempenaer_advocaten/

Privacy statement

De Kempenaer Advocaten puts the interests of the client and its relations first. This includes the protection of your privacy. This privacy statement is intended for all persons whose personal data are processed by De Kempenaer Advocaten, i.e. clients, business associates (persons who have registered for newsletters, invitations, courses et cetera), applicants, prospects and third parties (counterparties). We hereby inform you how we obtain your personal data, what personal data we process, for what purposes and what rights you can exercise under the General Data Protection Regulation (GDPR).

How do we obtain your data?

In most cases, we obtain data directly from you (including verbally, by email, by letter, by phone or via a contact or web form you have filled in, by handing over your business card).

We may also receive and process data from third parties (e.g. through your advocate, your insurance company, your counterparty), through (public) registers (such as the Chamber of Commerce) or from public sources such as LinkedIn or the website of the organisation where you work.

What personal data do we process from you?

What data we process from you depends, among other things, on the purpose and/or nature of the case/service. The personal data we may process from you (i.e. from receiving and storing to amending, forwarding and deleting) include:

- Your first and last name, title, gender, the company you work for or your position;
- Contact details such as postal address, (mobile) phone number or e-mail address;
- Additional personal information such as proof of identity, date of birth, nationality and marital status;
- Financial information, such as your bank account number;
- Technical data, such as your IP address, the device you use to visit our website and the pages you view. Please see our information about the [cookies](#) () we use on this subject;
- Data you give us when you apply for a job with us, such as training and career details;
- Any other personal data we receive from or about you or which we may obtain ourselves and which we use for the purposes listed below.

Why do we process your data?

The purposes for processing your personal data mainly stem from our legal services and the maintenance of our relationship (through, among other things, knowledge sharing via e-mails, newsletters, invitations to courses, seminars, relationship days, master classes), satisfaction surveys, job applications and recruitment).

What is the legal basis for using your personal data?

We process your personal data on the basis of one or more of the following bases:

1. The performance of the contract, e.g. an assignment agreement legal services;
2. Compliance with legal obligations and regulations and professional rules applicable to lawyers, such as identification, data verification, administrative requirements or retention periods;
3. The pursuit of a legitimate interest. We record this balancing of interests;
4. Your consent. We ask for your consent only if it is necessary for the processing of your personal data; If we process your personal data on the basis of your consent, you can withdraw your consent at any time. You can do this by contacting us. We include our contact details at the bottom of our newsletters etc.

How long do we keep your data?

We do not keep your data longer than necessary. In some cases, the law and/or our professional and conduct rules determine how long we may or must keep data. In other cases, we have determined ourselves how long we need your data.

For mailings (newsletters/invitations), your personal data are processed until the moment you inform us that you no longer wish to receive (digital) messages and/or we stop sending them.

Your personal data will further be deleted if:

- Your personal data are processed and/or stored on the basis of consent and you withdraw your consent;
- The legitimate interest based on which your personal data is processed will cease to exist.

With whom do we share your data?

We only provide personal data to third parties if required and/or permitted by law and/or if necessary for the performance of the agreement and/or the business operations of De Kempnaer Advocaten.

It may happen that we engage other companies or persons to perform services in your case for us. These are, for example, a bailiff, collection agency, expertise agency, health and safety service, translation agency et cetera. Such third parties are themselves also responsible for processing such data and for compliance with the AVG. If necessary, written agreements are made with non-processors on the basis of privacy covenants.

We also outsource the processing of personal data to third parties, so-called processors. For example, we use IT service providers for our systems. They have no independent control over the personal data made available by us. We remain responsible for careful processing of your data in these situations and conclude processor agreements with the processors. If we share data with a service provider in a country outside the European Economic Area (EEA), we make agreements with them so that we comply with the rules in accordance with the AVG. Incidentally, we try to avoid processing outside the EEA as much as possible.

Your rights

a. Viewing or correcting data

You have the right to ask us what personal data we process about you and to have incorrect data corrected or deleted.

Proof of identity

When providing a copy of your proof of identity, please mark the copy with the word 'copy', note the date, cross out your citizen service number and photograph, as well as state the purpose for which the copy was provided (e.g. naming the specific legal issue).

b. Having data deleted and the right to be 'forgotten'

In a number of cases and under conditions, you have the right to have the personal data we hold about you erased. This is the case if:

- Your personal data are no longer needed for the purposes for which they were collected or otherwise processed;
- You have withdrawn consent to processing;
- You have well-founded objections to the processing;
- Your personal data have been unlawfully processed by us;
- There is a legal obligation to erase the personal data;
- It concerns personal data of your child, collected in connection with a direct offer of internet services to your child.

The right to be forgotten is not an absolute right. We may decide not to comply with your request and erase your data if your request is not based on any of the above grounds, or (i) to exercise the right to freedom of expression and information; (ii) to comply with a legal obligation; or (iii) for the establishment, exercise or support of legal claims. If we do not comply with your request to have your personal data erased, we will inform you of the reasons why we will not comply with your request.

c. Restriction of processing

If you believe that we process certain personal data unlawfully or that we process unnecessary data, you may request that we restrict processing. This means that that data may no longer be processed by us.

d. Transfer of data (data portability)

You have the right to obtain a copy of the personal data you have provided to us for the performance of a contract you have concluded with us or on the basis of your consent. This concerns only personal data we have received from you yourself and not data we have received from third parties. The purpose of this right is to enable you to easily transfer this data to another party.

e. Right to object

You have the right to object at any time to the processing of your personal data carried out on the basis of a public interest or legitimate interest. In that case, we will no longer process your data, unless there are compelling legitimate grounds for the processing which outweigh or relate to the establishment, exercise or substantiation of a legal claim.

f. Unsubscribing from mailings c.a.

You have the right to unsubscribe from newsletters, invitations et cetera. We always mention an unsubscribe option in these mailings.

E-mail and social media

a. E-mail

Before we communicate with you by e-mail, we ask your permission to do so, unless you have already given this permission or if you have taken the initiative to e-mail us yourself. You can always withdraw a given consent.

b. Social Media

You may choose to contact us via our social media pages such as Facebook, LinkedIn and Twitter or via WhatsApp. However, we discourage you from sharing data with us through channels other than email. The data we receive from you through social media platforms is not subject to this privacy statement. The use of social media is your own responsibility. Please note that many social media platforms are based outside the European Union and store data outside the European Union. European Union privacy laws then usually do not apply. We encourage you to consult the privacy statement of these social media channels for more information on how they process your personal data.

How do we secure your data?

We handle your data with care and take the necessary technical and organisational measures to ensure an adequate level of protection.

We have taken technical and organisational measures to secure your data against loss or unlawful processing. To this end, we have ensured the security of our IT systems and the physical premises where data is stored. We have an information security policy and ensure regular instruction of our employees on the protection of personal data. All our employees are subject to a duty of confidentiality.

Updating the privacy statement

Privacy legislation is evolving. This privacy statement may therefore be amended to stay up to date. We therefore recommend that you regularly review this privacy statement via our website.

This privacy statement was last amended on 10 May 2022.

Questions or complaints?

Do you have any questions about this privacy statement? If so, please contact [mrs. C.M. \(Claudine\) Hermesdorf](mailto:mrs.c.m.claudine@dekempnaer.nl). Please send an e-mail to c.hermesdorf@dekempnaer.nl.

If you have complaints about privacy, please contact us via the [contact form](#) on our website. You can also file a complaint with the Dutch Data [Protection Authority](#).