

Supplementary Agreement on Professional Secrecy

between

DATEV eG
Paumgartnerstraße 6 – 14
90429 Nuremberg

– referred to as „DATEV“ –

and

Contractor

DATEV acts as a service provider for clients who are subject to professional secrecy. When fulfilling its contractual obligations in this respect, DATEV is supported by Contractors who themselves may fall - in addition to DATEV - within the scope of application of section 203 German Penal Code. Contractors are to be instructed by DATEV according to the legal requirements, and they are obligated to maintain secrecy. The parties therefore agree the following:

1. Within the framework of the existing contracts between the Contractor and DATEV, the Contractor also participates in services provided by DATEV to its clients. These clients are subject to a professional obligation of secrecy according to section 203 German Penal Code. The Contractor shall protect third party secrets of DATEV's clients that are made available to him through DATEV. Furthermore, the Contractor is aware of legal consequences in regards to a violation of the duty of confidentiality according to section 203 German Penal Code (up to one year of imprisonment, or fine), and to all other applicable legal regulations.
2. The Contractor commits to obtaining knowledge of third party secrets according to the above-mentioned clause 1 only insofar as this is necessary for the contract fulfillment.
3. In the event of employing additional persons, the Contractor commits to maintaining confidentiality by instructing these additional persons in written form about the criminal prosecution of a breach of duty, insofar as the additional persons could gain knowledge of third party secrets within the scope of their activities and in terms of this Supplementary Agreement.