

## imc FAMOS AI Assistant: Terms of Use / Privacy Policy

### Please note the following legal information

#### 1. Usage restrictions / exclusion of liability

##### **(a) Purposes of Use:**

The AI system may only be used for the purposes described by imc. Users undertake not to enter prompts for other purposes / prompts on other topics, as the underlying AI model is not intended for this.

##### **(b) Possible AI errors / due diligence by users:**

Despite quality controls and improvement efforts, AI systems are not error-free. The generated content may therefore contain errors, inaccuracies or outdated information in individual cases. We therefore recommend that users critically review the generated content and check it for plausibility.

##### **(c) Exclusion of liability:**

The content generated by imc FAMOS AI is provided as a support service. imc is not responsible for errors, inaccuracies or outdated information in the generated content and is not liable for any resulting damages.

#### 2. Data protection notice / Notice on the use of Microsoft Azure services

The imc FAMOS AI Assistant project uses Microsoft Azure Services to answer your questions about imc FAMOS sequences. The web application itself is hosted via the Azure App Service (Web App), while the processing of the requests is based on Azure OpenAI and other Azure services.

##### **(a) Responsibility for data processing**

The controller responsible for data processing within the meaning of the General Data Protection Regulation (GDPR) is

imc Test & Measurement GmbH (in the following: „imc“)

Voltastraße 5

D-13355 Berlin

Phone.: +49 30 467090-0

E-Mail: [datenschutz@imc-tm.de](mailto:datenschutz@imc-tm.de)

Website: [www.imc-tm.de](http://www.imc-tm.de)

**(b) Collection of personal data in accordance with Art. 4 No. 1 GDPR**

No personal data (data that allows conclusions to be derived about natural persons) is collected during this data processing with the exception of

- the nickname you have chosen yourself when using the application
- data entered by you in the feedback process

In both cases, we advise you to choose pseudonyms (nicknames) or information (feedback) that cannot be traced back to you in order to avoid any personal reference to the data.

So please do not enter any names or data that can be traced back to individuals.

**(c) Legal basis for data processing**

The data collection is based

- for voluntarily entered data (personal nickname or feedback information) is based on Art. 6 para. 1 lit. b) GDPR (Fulfilment of contract), as you enter data to make yourself identifiable in the context of a contractual relationship.

**(d) Data security of order processing / data transfer outside the EU**

Microsoft acts as a processor for imc in accordance with Art. 28 GDPR.

All Azure services used are provided with the location “North Europe (Standard)” or “Sweden Central (Standard)”. This ensures the EU Data Boundary, which means that data storage and processing only takes place within the EU, see details at <https://www.microsoft.com/de-de/trust-center/privacy/european-data-boundary-eudb>

Furthermore, Microsoft is subject to the following data protection and data security provisions:

- Microsoft privacy statement  
<https://www.microsoft.com/en-us/privacy/privacystatement>
- Microsoft Product Terms (reuse and processing of data in Azure-Services)  
<https://go.microsoft.com/fwlink/?linkid=2185110>
- Data Protection Addendum (DPA) (additional data protection terms for Microsoft services)  
<https://www.microsoft.com/licensing/docs/view/Microsoft-Products-and-Services-Data-Protection-Addendum-DPA>

- Compliance-certifications, amongst them:
- ISO 27001 (information security management)
- SOC 2 (security audit for cloud-services)
- DSGVO/GDRP-Compliance
- General Data Protection Information Microsoft Azure  
<https://azure.microsoft.com/en-us/support/legal/>
- In addition, Azure fulfils the requirements of the “trusted cloud”, including data encryption, access controls and transparency in data processing:  
<https://azure.microsoft.com/de-de/explore/trusted-cloud/privacy>
- In addition, imc has taken all measures to encrypt or pseudonymize personal data.

#### **(e) Use of data for training of the AI**

Data sent to the Azure OpenAI Service is not used to train, retrain, or improve the base models by Microsoft or OpenAI. Your prompts, completions, and other data remain private to the Azure environment and are not used for future model training.

Details: <https://learn.microsoft.com/en-us/legal/cognitive-services/openai/data-privacy>

#### **(f) Storage term**

Your data will be kept and stored for as long as this is necessary for the purpose for which the data were permissibly collected or as required by law or legal obligations.

#### **(g) Your rights as a data subject**

You have the right:

- to request information about your personal data processed by us in accordance with Art. 15 GDPR. In particular, you may request information on the processing purposes, the category of personal data, the categories of recipients to whom your data have been or will be disclosed, the planned storage period, the existence of a right of rectification, deletion, restriction of processing or objection, the existence of a right of complaint, the origin of your data, unless it has been collected from us, as well as the existence of an automated decision-making process including profiling and, if applicable, meaningful information on its details;

- in accordance with Art. 16 GDPR, to immediately request the correction of incorrect or incomplete personal data stored by us;
- to demand the deletion of your personal data stored by us in accordance with Art. 17 GDPR, unless the processing is necessary for the exercise of the right to freedom of expression and information, for the fulfilment of a legal obligation, for reasons of public interest or for the assertion, exercise or defence of legal claims;
- to demand the restriction of the processing of your personal data pursuant to Art. 18 GDPR if the accuracy of the data is disputed by you, the processing is unlawful but you refuse its deletion and we no longer need the data but you need it to assert, exercise or defend legal claims or you have lodged an objection to the processing pursuant to Art. 21 GDPR;
- in accordance with Art. 20 GDPR, to receive your personal data which you have provided to us in a structured, common and machine-readable format or to request the transfer to another responsible party;
- in accordance with Art. 7 para. 3 GDPR, to revoke your consent once given to us at any time. The consequence of this is that we may no longer continue the data processing based on this consent in the future, and
- to complain to a supervisory authority pursuant to Art. 77 GDPR. As a rule, you can contact the supervisory authority of your usual place of residence or place of work or our office.