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**PRIVACY AND PERSONAL DATA PROTECTION POLICY**  
(hereinafter referred to as the “**Policy**”)

WHEREAS

- (A) Provider is aware of the importance of protection of personal data and privacy of users of the Service made available to Customers on the Website;
- (B) In collection, storage and processing of Customers' personal data, Provider proceeds in accordance with legal regulations of the European Community;

THE FOLLOWING PRIVACY PROTECTION POLICY IS HEREBY PUBLISHED:

**1. TERMS**

Capitalized terms in this Policy have the same meaning as attributed to them in the conditions of using the Service.

**2. PERSONAL DATA PROCESSING**

- 2.1. Provider is the holder of license rights to the Software of which the Service consists. Provider granted a Software license to the Provider to the extent necessary for proper provision of the Service to Customers.
- 2.2. The Software is hosted on servers and data repositories owned by secured webhosting service providers and located in the territory of the European Communities ("ServerCo"). Servers and data repositories are maintained and managed with all the necessary expertise corresponding to the character and nature of the Service in accordance with European legislation. ServerCo has ensured an adequate level of security of servers and data repositories.
- 2.3. Within the meaning of laws regulating handling of personal data, the parties are qualified as follows:
  - a) The Customer is the *data subject*;
  - b) The Provider is the *administrator of personal data* of Customers;
  - c) ServerCo is the *processor of personal data* of Customers.
- 2.4. For the purposes of this Policy, personal data means the following information about the Customer:
  - a) Customer's nickname;
  - b) Customer's email address;
  - c) Customer's phone number;
  - d) Customer's statement and information relating to the Customer which is stated in the Customer's profile at the Website.

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- 2.5. The Customer agrees with the collection, storage and processing of personal data for the purposes of provision of the Service and for marketing, statistical and analytical purposes.
- 2.6. Personal data may be collected, stored and processed in the territory of the Provider's registered office or the office of the Related Party and in the place of actual location of servers and data repositories. The Customer agrees that personal data may be passed within these countries among individual technological and computing devices (including servers and data repositories).
- 2.7. The Customer acknowledges that it is not obliged to provide any data about its personality or to give consent to their processing. The Customer may refuse to provide personal data even after having expressed consent with personal data processing. Where the Customer provides any personal data and gives consent to their processing, it does so entirely voluntarily. Personal data that are not correct or true may be corrected at the Customer's request. Furthermore, personal data may be destroyed at the Customer's request. The Customer may revoke its consent with personal data processing and request cancellation or deactivation of the Account by email sent to HelpDesk (customer support).
- 2.8. The Customer expressly notes that the existence of personal data and the possibility to handle them (i.e. to administer and process them) in accordance with this Policy is a prerequisite for proper provision of the Service. In the event of loss of such permission, the functionality or proper provision of the Service cannot be guaranteed.
- 2.9. Personal data will be stored throughout the existence of the Customer's Account in the Service. Customers' personal data will not be disclosed to third parties in the form of a publicly accessible list.
- 2.10. The consent with personal data processing is given to the Provider as the personal data administrator. However, the Provider may process personal data through Related Party or ServerCo, automatically on servers and data repositories. Provider may and shall process personal data to the extent necessary to ensure proper operation of the Service. Provider may process personal data also for marketing, statistical and analytical purposes. The authorization to process personal data is granted for the period of existence of the Customer's Account.

### **3. SENDING OF EMAILS, SMS, MMS AND COMMERCIAL COMMUNICATIONS**

- 3.1. The Customer agrees to be sent emails to the Email address and SMS/MMS to phone numbers with respect to any acts, events or facts related to the services of the Provider and/or Related Party. The Customer expressly agrees that the Provider and Related Parties may use the Customer's Email address also to send Commercial communications not directly related to the use of the Service but related to another product or service of the Provider or Related Party. Such communications will be designated as "commercial communication". The Customer may revoke its consent at any time in the Account settings or using the procedure referred to in already sent Commercial communication.

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#### 4. SUBJECT'S RIGHTS

4.1. A subject is entitled to claim the following rights towards the Controller under the conditions and in the extent specified in Chapter III of GDPR.

- a) The right of the data subject to access to personal data: You have the right to get confirmation from the Controller of whether the data concerning your person are being processed. If your personal data are being processed, you have the right to access such data. Such access includes for example information on the purpose of processing, the category of personal data and information on the source of personal data. You also have the right to request a copy of the processed personal data.
- b) The right to rectification: You have the right to require the Controller to rectify without unnecessary delay any inaccurate personal data with regard to your person that are being processed by the Controller.
- c) The right to erasure: If a ground arises determined by GDPR (e.g. the personal data are not needed for the purposes of processing, or you revoke your consent), you have the right require the Controller to erase without unnecessary delay the personal data with regard to your person. The application of this right is not limitless though. The data is not going to be erased, for example, if such data are processed by virtue of a statutory obligation.
- d) The right to restriction of processing: You have the right to require the Controller to restrict processing of your personal data in cases determined by GDPR. For example, such cases include a situation when you object with regard to the accuracy of the personal data. The restriction of processing lasts for as long as the Controller is verifying the accuracy of the personal data.
- e) The right to data portability: In certain cases determined by GDPR (e.g. if the processing is based on your consent), you have the right to require the Controller to provide you with your personal data in a structured, commonly used and machine-readable format. Moreover, you have the right to transfer the data to another controller. You have the right as well to require the Controller to transfer the data to another controller directly if it is technically feasible.
- f) The right to object: You have the right to object to processing of personal data concerning your person at any time on grounds related to your particular situation if the personal data are processed in the course of a task performed in public interest or within the exercise of official authority or legitimate interests of the Controller or a third party, including profiling, arising from these provisions.
- g) Automated individual decision-making, including profiling: You have the right not to be subject to any decisions arising solely from automated processing, including profiling, that bear a legal effect or have a similar significant impact on you. This right is not applicable in all cases. For example, if a given

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decision is necessary for concluding or following the contract between you and the Controller.