

## 1. Introduction

- 1.1. This Privacy Policy defines the rules of processing and protection of personal data of Users of Internet websites available at the addresses specified in the Attachment to this Policy, hereinafter referred to as the website. This document describes first of all the basis, purposes and scope of personal data processing, it describes website functionalities, indicates the entities to which data is entrusted as well as contains information on cookies and analytical tools used within the website.
- 1.2. MGGP S.A., with its registered office in Tarnów, address: 33-100 Tarnów, ul. Kaczkowskiego 6, entered into the National Court Register (abbreviated as KRS) by the District Court in Tarnów, 5<sup>th</sup> Commercial Division of the National Court Register, under the following KRS number: 0000042514, is the Controller of personal data collected via the website, within the meaning of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016, hereinafter referred to as GDPR.
- 1.3. The Controller may be contacted by email at: odo@mggp.com.pl, by phone at +48 14 626 38 90, by post or in person at the address of Controller's registered office.
- 1.4. Users' personal data are processed each time on the basis of applicable provisions of law, including Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC ("GDPR"), the Act of 18 July 2002 on the provision of electronic services (Journal of Laws 2002, No. 144, item 1204, as amended) and the Act of 16 July 2004 the Telecommunications Law (Journal of Laws 2004, No. 171, item 1800, as amended).
- 1.5. The Controller of personal data declares that this Privacy Policy is for information purposes only, which means that it is not a source of obligations for website Users. Its purpose is to define the actions undertaken by the Controller and to describe the services, tools and functionalities related to the website, which are used by website Users.

## 2. Definitions

- 2.1. **Controller** - MGGP S.A., with its registered office at the following address: 33-100 Tarnów, ul. Kaczkowskiego 6, entered into the National Court Register by the District Court in Tarnów, 5<sup>th</sup> Commercial Division of the National Court Register, under the following KRS number: 0000042514.
- 2.2. **User** - a person using the website; an entity to which electronic services may be provided in accordance with the provisions of law or with which an agreement on the provision of electronic services may be concluded.
- 2.3. **Website** - websites located under the domains listed in the attachment to this Policy, under which the Controller operates the website.
- 2.4. **Electronic Service** - a service provided electronically by the Controller to the User via the website.
- 2.5. **Device** - an electronic device through which the User gets access to the website.

## 3. General information

- 3.1. The Controller of the website makes every effort to protect the privacy of website Users and any data and information collected from them. The Controller diligently selects and applies technical protection measures, both software and organisational, thus ensuring complete protection against making them available, their disclosure, loss, destruction, unauthorised modification or processing in violation of applicable provisions of law.
- 3.2. The Controller informs that the website uses a transmission protocol which ensures the security of data transmission on the Internet, namely, it has the TLS protocol (TLS 1.3) installed. It is a type of security consisting in encryption of data before sending them from User's browser and decryption of them after they safely reach the website server. Information sent from the server to the User is also encrypted and decrypted after reaching its destination.
- 3.3. Data collected by the Controller are processed in accordance with the provisions of law, with respect to the principles of fairness and transparency, are collected to the minimum extent necessary for the specified purposes and processed accordingly, are not subject to further processing incompatible with those purposes, are adequate and substantially correct in relation to their intended use and are stored in such a way that data subjects can be identified. The period for which such data are stored depends on the purpose of processing and is limited to the moment of achieving the assumed purpose.
- 3.4. The Controller has access to data under the terms of this Privacy Policy, but may entrust Users' personal data to external entities cooperating with the Controller. Such entrustment is possible on the basis of relevant personal data entrustment agreements concluded between the Controller and the processor. Such agreements contain provisions which define the scope and terms and conditions of personal data processing necessary to provide the services. The Controller declares that it cooperates only with processors which, on their part, guarantee the security of personal data processing by implementing safeguards which meet the requirements set forth in GDPR.
- 3.5. The Controller has the right and the statutory obligation to provide information concerning website Users to public authorities e.g. in connection with the proceedings for possible violation of the provisions of law or to third parties that shall submit such a request on the basis of applicable provisions of Polish law.

## 4. Recipients of personal data

- 4.1. In order to ensure the proper operation of the website and its functionalities and in order to provide services, the Controller uses the services of external entities. The Controller transfers the data only if it is necessary for the achievement of the given objective of personal data processing and only to the extent necessary for its achievement.
- 4.2. Data recipients (external entities) process personal data on the basis of relevant entrustment agreements signed with the Controller of the website. These entities collect, process and store personal data in accordance with their regulations and privacy policies.
- 4.3. Whenever User's personal data are transferred outside the European Economic Area (EEA) to countries which do not ensure the same or adequate level of personal data protection as provided for by the provisions of Polish law, the Controller shall ensure that it is done based on legitimate grounds and with the use of legally required safeguards.

## 5. Obtaining, collection, objective, scope and processing activities

- 5.1. The Controller obtains information about Users when they visit the website by, among others, collecting server logs, IP addresses, software and hardware parameters, sites viewed, mobile device identification number and other data concerning the devices and system usage. The collection of the above information shall take place in connection with the use of the website. Such data are not used by the Controller to identify the User, but only to ensure full functionality of the website and proper administration of the website - on the basis of Controller's legitimate interest pursuant to Article 6(1)(f) of GDPR.
- 5.2. Navigation data may also be collected from Users, including information on links and references or other activities undertaken on the website, in order to facilitate the use of electronic services and to improve the functionality of these services.
- 5.3. The Controller also obtains information about Users when they contact the Controller in person, by telephone, by post or by email.

- 5.4. Users' personal data are processed for the purpose of contact, if the User decides to contact the Controller by means of provided email addresses, telephone numbers or traditionally by post or personally, the Controller shall process such personal data that shall be provided to the Controller by the User or are necessary to respond to the User's messages (including identification and contact data). Personal data shall be processed on the basis of Article 6(1)(f) of GDPR, which means that the processing of personal data is necessary for purposes resulting from the Controller's legitimate interests. The legitimate interest of the Controller is to communicate with the person requesting a response from the Controller. Personal data obtained in connection with the correspondence carried out by email, telephone or traditionally by post or in person may also be processed for the purpose of pursuing or defending against claims (Article 6(1)(f) of GDPR).
- 5.5. Users' personal data are processed in order to fulfil the Controller's legal obligations - based on the provisions of national and European Union law imposing such obligations - pursuant to Article 6(1)(c) of GDPR.
- 5.6. Users' personal data are processed in order to pursue and defend against claims - on the basis of the Controller's legitimate interest pursuant to Article 6(1)(f) of GDPR.
- 5.7. Users' personal data are processed for the purpose of data archiving and making backup copies - in relation to the Controller's obligation to properly secure the data and based on our legitimate interest as the Controller of personal data.
- 5.8. Personal data, which are collected for the purposes indicated in this Privacy Policy, shall be stored for the period of provision of services (including electronic services) rendered by the Controller and for the period resulting from the statute of limitations for claims, applicable provisions of law, including tax law, consumer rights or other rights in this regard.

## 6. Social plug-ins

- 6.1. The Website contains social media plug-ins. When using the website, the IP addresses of Users' devices and the identifier of the browsers that Users use are transmitted to the providers of these social media. Owing to this integration, the service providers receive information that Users' browsers have displayed the Controller's website, even if Users do not have a profile with the given service provider or are not logged in. Pressing social media plug-ins additionally establishes a direct connection with the servers of these media providers that may collect other data from Users' devices. The Controller has no influence on what data are collected by social media when clicking on their buttons. For more information on the purpose and scope of data collected by these entities and how Users' personal data are processed, used, protected, including their rights and possible options for protecting their privacy, please visit:
  - Facebook Ireland Ltd., Ireland: <https://pl-pl.facebook.com/privacy/explanation>.  
In the case of Facebook, MGGP S.A., with its registered office in Tarnów, plays the role of a joint controller as regards data processing for statistical purposes together with Facebook Ireland Limited: Information on the rules of such joint control of data by MGGP S.A., with its registered office in Tarnów, and Facebook Ireland Limited can be found at: [https://www.facebook.com/legal/terms/information\\_about\\_page\\_insights\\_data](https://www.facebook.com/legal/terms/information_about_page_insights_data)
  - LinkedIn Ireland Unlimited Company, Ireland: <https://www.linkedin.com/legal/privacy-policy>.  
LinkedIn Ireland Unlimited Company (hereinafter "LinkedIn") and MGGP S.A., with its registered office in Tarnow, act as joint controllers with respect to data processing for statistical purposes. Information on the rules of such joint control of data by MGGP S.A., with its registered office in Tarnow, and LinkedIn can be found at: <https://legal.linkedin.com/pages-joint-controller-addendum>.
- 6.2. Due to the fact that the Controller has placed social plug-ins within the website, the Controller shall process data which are left by persons visiting these profiles (e.g. comments, likes, web IDs). The personal data of such persons are processed in order to enable their activity on the profiles, to maintain the profiles effectively by providing website users with information on the Controller's initiatives and other activities and in connection with the promotion of various events, services and products as well as for statistical and analytical purposes. The legal basis for the processing of personal data is the legitimate interest of the Controller (Article 6(1)(f) of GDPR), which consists in the promotion of its own brand and improvement of the quality of services provided.

## 7. Rights of data subjects

GDPR grants Users the rights in question, a list of which is provided below. These rights are granted without stating a reason, but they are not absolute and shall not apply to all personal data processing activities. Should Users wish to exercise any of their rights, they may, at any time, send a declaration of intent to: [odo@mggp.com.pl](mailto:odo@mggp.com.pl) or to the address of Controller's registered office.

### 7.1. Right of access exercised pursuant to Article 15 of GDPR

- 7.1.1. Users may, at any time, contact the Controller in order to confirm whether their data are processed, and if this is the case, they have the right to:
  - a) obtain access to their personal data,
  - b) receive information about the purposes of processing, the categories of personal data processed, the recipients or categories of recipients of such data, the intended period of data storage or the criteria for determining this period (when determining the intended period of data processing is not possible), about Users' rights under GDPR and the right to lodge a complaint with the supervisory authority, about the source of such data, about automated decision-making, including profiling, and about the safeguards applied in connection with the transfer of such data outside the European Union,
  - c) obtain a copy of their personal data.

### 7.2. Right to rectification exercised pursuant to Article 16 of GDPR

Users have the right to request the Controller to promptly rectify their personal data that are inaccurate. They also have the right to request that their personal data be supplemented. In order to rectify or supplement your personal data, please send your information to: [odo@mggp.com.pl](mailto:odo@mggp.com.pl) or to the address of Controller's registered office.

### 7.3. Right to erasure ("right to be forgotten") exercised pursuant to Article 17 of GDPR

- 7.3.1. Users may request the Controller to erase all or some of their data.
- 7.3.2. Users have the right to request the erasure of their personal data when:
  - a) their personal data are no longer necessary in relation to the purposes for which they were collected or for which they were processed,

- b) they withdraw their specific consent to the extent that their personal data were processed based on their consent,
- c) they object to the use of their data for marketing purposes,
- d) their personal data are processed unlawfully,
- e) their personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the Controller is subject,
- f) their personal data are collected in connection with the offer of information society services.

7.3.3. Despite Users' request for the erasure of their personal data due to the filing of an objection or withdrawal of consent, the Controller may retain certain personal data to the extent that the processing is necessary for the establishment, exercise or defence of claims as well as for compliance with a legal obligation that requires processing under Union or Member State law to which the Controller is subject.

7.3.4. Erasure of personal data or discontinuation of their processing by the Controller may result in the impossibility of providing the services rendered through the website or in limitation of the possibility of using the functionalities of the website.

#### **7.4. Consent for the processing of personal data and the right to withdraw consent exercised pursuant to Article 7(3) of GDPR**

7.4.1. By accepting the declarations placed by the Controller in the interactive forms available on the website, Users give their consent to the processing of their data for specific purposes.

- a) Users may give their consent to the processing of their data for additional purposes by accepting optional declarations proposed in the forms available on the website,
- b) Users have the right to withdraw any consent they have given to the Controller, the withdrawal of consent shall take effect from the moment of such withdrawal of consent,
- c) withdrawal of consent shall have no negative consequences for Users; however, it may prevent further use of the services or functionalities which the Controller is legally entitled to provide only upon consent,
- d) withdrawal of consent shall not affect the processing of personal data carried out by the Controller in accordance with the provisions of law prior to its withdrawal.

#### **7.5. Right to object exercised pursuant to Article 21 of GDPR**

7.5.1. Users have the right to object at any time on grounds relating to their particular situation to the processing of their personal data, including profiling, where the Controller is processing their personal data on the basis of legitimate interest.

7.5.2. If Users send an email opting out of receiving marketing information concerning products and services, it shall be understood as their objection to the processing of their data, including profiling for these purposes.

7.5.3. If the Controller has no other legal basis allowing for the processing of Users' data - and the objection made proves to be justified - the personal data to which the objection has been made shall be erased.

#### **7.6. Right to restriction of processing exercised under Article 18 of GDPR**

7.6.1. Users have the right to request restriction of processing of their personal data when:

- a) they question the correctness of their personal data - the Controller of personal data shall restrict the processing of their personal data for a period of time allowing them to check the correctness of such data,
- b) the processing of personal data is unlawful and instead of erasure of personal data, Users demand restriction of processing of their personal data,
- c) Users' personal data are no longer necessary for the purposes of processing, but they are necessary in order to establish, exercise or defend Users' claims,
- d) where Users have objected to the processing of their personal data - then the restriction of processing shall take place until it is ascertained whether the legitimate interests on the part of the Controller of personal data prevail over the grounds indicated in such objection.

#### **7.7. Right to data portability (Article 20 of GDPR)**

7.7.1. Users have the right to receive their personal data from the Controller in a structured, commonly used machine-readable format and to send them to another Controller of personal data.

7.7.2. Users may also request the Controller to send their personal data directly to another Controller (if technically possible).

Users also have the right to lodge a complaint with the President of the Personal Data Protection Office regarding the violation of their rights to personal data protection or other rights granted under GDPR.

#### **8. Final provisions**

8.1. The above Privacy Policy applies only to the website owned by MGGP S.A. with its registered office at the following address: 33-100 Tarnów, ul Kaczkowskiego 6.

8.2. There is a possibility of extending the offer of our website, which creates a possibility of changing the content of this Privacy Policy, of which you shall be informed by an appropriate announcement on our website.

In case of any additional questions concerning the Privacy Policy of our website, please send a message to the email address provided by the Controller: [mggp@mggp.com.pl](mailto:mggp@mggp.com.pl).