

## Privacy Policy

– Information document on the right to informational self-determination and freedom of information in accordance with Act CXII of 2011 (hereinafter: the 'Information Act') Section 20 –

### **Data of the Controller**

Name: Impact Works Kft

Head office: 1143 Budapest, Radovic Dusán köz 5. 1st floor, 2-3. Data protection officer: András Batiz

Tax identification number: 13670665-2-42

Company registration number: 01 09 867150

Physical location of data storage: 1143 Budapest, Radovic Dusán köz 5. 1st floor, 2-3

### **Personal and material scope of the Privacy Policy, the Controller**

This privacy policy (hereinafter: 'Privacy Policy') provides information on the principles and practices followed by Impact Works Limited Liability Company (head office: 1143 Budapest, Radovic Dusán köz 5. 1st floor 2-3., tax identification number: 13670665-2-42; represented by: András Batiz, managing director) as Controller (hereinafter: 'Service Provider' or 'Controller') during the processing of personal data as defined in this Privacy Policy to its customers, in particular to the users (hereinafter: 'User' or 'Users') of the websites *impactworks.hu* and *impact-works.thinkific.com* (hereinafter: the 'Website') operated by it, as well as on the rights of the Users and how to exercise them. Accordingly, the scope of this Privacy Policy extends to the Service Provider and the User using the service.

The Privacy Policy is in conformity with the Hungarian and European legislation in force, including, in particular, Act CXII of 2011 on the right to informational self-determination and freedom of information (hereinafter: the 'Information Act'), Regulation (EU) 2016/679 of the European Parliament and of the Council (General Data Protection Regulation) and Act V of 2013 on the Civil Code (hereinafter: 'Civil Code').

The current and latest version of this Privacy Policy, effective from 1 August 2020, is available and can be consulted on the Website and at the Service Provider's head office in Budapest.

### **Processing performed by the Controller**

The Service Provider provides, mediates or makes available to the Users several services that can be used electronically through the Website (hereinafter: 'Service' or 'Services'). Some of the Services are available free of charge, others for remuneration. The Services may only be used by Users following the registration (hereinafter: 'Registration').

Visiting the Website without using the Services does not require user identification, in which case no data processing takes place, however, certain information of the visitors is stored using dedicated cookies. In order to use the Services available to Users, user identification is required in all cases, the condition of which is the Registration of the User on the Website and logging into the user account. Following the registration user account data will be saved. Users decide on the use of the Services voluntarily and agree that it is necessary to provide their personal data in order to do so.

We may use the name provided by the User for the profile created during registration in all services provided by us that require an account registered by the User.

When the User contacts us, we keep a record of the communication with the User so that it can help us solve any problems of the User in the future. We may use the User's email address to inform them about our services by notifying them of upcoming changes or improvements.

The Service Provider also processes the personal data of the persons invited by the Users to use the Services (hereinafter: 'Invited Persons'), the personal data of the contact persons of those contractual partners who are in a contractual legal relationship with the Users and are provided on the terms specified by the Users, as well as the personal data of natural persons who are interested in the Services and specifically request information about the Services or the Registration (hereinafter: 'Prospective User' or 'Prospective Users').

Before processing the data for purposes other than those specified in this Privacy Policy, we request for the User's consent.

The Service Provider ensures that the processing complies at all the stages with the provisions of the General Data Protection Regulation of the European Union. The Service Provider ensures that the processed data is transferred outside of the European Economic Area only in case it is authorized under the General Data Protection Regulation.

The Service Provider ensure the security of the data, takes the technical and organizational measures and establishes the procedural rules necessary to enforce the data protection and confidentiality rules. The data shall be protected by appropriate measures, in particular against unauthorized access, alteration, transfer, disclosure, deletion or destruction, accidental destruction and damage, and becoming inaccessible due to changes in the technology used.

The Service Provider guarantees that when adopting measures ensuring the safety of data, it takes into account the current state of the art, and in all cases, it chooses the IT solution that ensures a higher level of data protection.

**The purpose of the processing**

In connection with the use of the Services provided by the Service Provider through the Website and accessed through the Website, the data of the Users will be processed in order to identify the Users, enable, provide, maintain, document and further develop the Services, develop new services, enable invoicing of the Services, implement promotional activities related to the Services, as well as other administration related to the Services, including, in particular, the performance of official controls and the conduct of any disputes. The data of the Invited Persons and Prospective Users shall be processed for the purpose of their Registration.

The Controller may use the anonymized or pseudonymized personal data of the Users, Invited Persons, Prospective Users for its own statistical purposes, as well as to improve the quality of the Services and to customize certain Services.

The User shall have the right to request – before using the Services, during their provision and within the period specified in point 6 following the termination of the Services – information on the nature of the data processed by the Service Provider and the purpose of processing, including, inter alia, the legal basis for and duration of the processing, the legal remedies available to the User, and on who receives or has received the personal data and for what purpose. The detailed process for requesting information is set out in point 10.

### **Scope of personal data collected and processed**

The Services may be used by authorized natural persons (hereinafter: 'User' or 'Users'). Users register on the Website. The Controller processes the personal data of the Users themselves and the personal data of other persons invited by the Users who have specified authorization (Invited Persons), as well as the personal data of Prospective Users. The Controller only records personal data that is freely given by the User or the Prospective User or a contractual partner invited by the User who are in a contractual legal relationship with the User; with the exception of data related to the conclusion of a contract or the issuance of an invoice in the case of Services that are accessible in return for consideration, which are subject of the mandatory disclosure.

### **Registration:**

By clicking on the 'Registration', 'Payment' or 'Payment with Barion' link, the User provides the necessary data, the purpose of processing is to understand the conditions of the services provided during registration, to order the service and to use the service. The condition of registration is to read and accept the GTC and the Privacy Policy.

By clicking on the 'Registration', 'Payment' or 'Payment with Barion' link, the User declares that they have read the GTC and the Privacy Policy, understands their content, accepts them as valid and explicitly consents

- to the receiving of the newsletter and
- to the use the cookies on the Website.

After the registration is finalized, the Service Provider will send a confirmation to the e-mail address provided by the User, informing the User about the details of the registration.

Following the registration, the Service Provider provides the services that can be used free of charge for an indefinite period of time, at most until the User unregisters.

If the User requests the sending of Newsletters after the registration, the processing covers the personal data required for this, too.

The User has the right to request subsequently the erasure of their personal data for which their consent was required, in which case

- they will not receive a newsletter in the future
- and may not visit the pages where cookies requiring their consent are used. Impact Works Kft. acts as Controller under the contract according to the GTC regarding the use of the service.

The purpose of processing after registration is to identify the customers so that they can use the services accessible through the Website, to conclude the service contract, to provide services, to document the adequacy of performance, to enable invoicing and the prove the contracts concluded.

The services can be used by selecting from among the service packages offered.

The pages of the service may contain connection points (links) that lead to the pages of banking or payment service providers. The Service Provider shall not be liable for the data protection practices and other activities of these service providers.

### **Cookies are used on the Website for various purposes:**

- The purpose of cookies of technical nature is to ensure the proper functioning of the website in order to facilitate the use of the services for users;
- other cookies are necessary for users to be able to browse the website, in particular to store the actions taken by the visitor on that website;
- cookies used for statistical purposes, which require the consent of the User.

### **The scope of personal data provided by the User during registration:**

- name of the User;
- email address provided by the User during Registration.

### **The scope of data processed in order to provide the Services:**

- IP address of the User's computer;
- start and end time of logins on the Website;
- type of the browser and of the operating system;
- the User's activity on the Website.

### **The scope of data processed in the case of the Persons Invited by the User, including Prospective Users (with the proviso that with Registration the Invited Persons become Users themselves):**

- the names and email addresses of the Persons Invited by the User

### **The scope of data processed during the User's complaint-handling (e.g. problem report):**

- the name, email address or telephone number of the complainant User (depending on the way they report the complaint);
- the name of the Customer represented by the User, in case the User does not act on its own behalf but in the name and on behalf of the Customer;
- a description of the reported complaint;
- a statement by the Service Provider, if an immediate investigation of the problem/complaint is possible;
- in the case of a complaint communicated by telephone (verbally), data suitable for the unique identification of the complaint.

**Scope of personal data provided by the Prospective User (with the proviso that with Registration the Prospective Users become Users themselves):**

- name of the Prospective User;
- email address provided by the Prospective User.

**Personal data of the contact persons provided by the User of the contractual partners who are in a contractual legal relationship with the User:**

- name and email address of the contact person.

**Information on the cookies used on the Company's website and on the data generated during the**

**visit The scope of data processed during the visit**

The Service Provider's website may record and process the following data about the visitor and the device used for browsing when using the website:

- IP address used by the visitor;
- type of the browser;
- the characteristics of the operating system of the device used for browsing (language set);
- time of the visit;
- the (sub)page, feature or service visited;
- clicks;
- content uploaded by the User during the use of the service.

**Cookies used on the website**

Technically essential session cookies

The purpose of the processing: to ensure the proper functioning of the website. These cookies are necessary for visitors to browse the website and use its features and the services accessible through the website smoothly and fully, such as, in particular, to store the visitor's actions on the given pages or to identify the logged-in user during the visit. These cookies are processed only temporarily, during the current visit of the visitor; they are deleted automatically from your computer when the session ends or the browser is closed.

The legal basis for this processing is 13/A. § (3) of Act CVIII of 2001 on certain issues of electronic commerce services and information society services ('Act on E-Commerce'), according to which the service provider may process the personal data that are technically essential for the provision of the service. Other conditions being same, the service provider must choose and, in all cases, operate the means used in the provision of the information society service in such a way that personal data is processed only if it is strictly necessary for the provision of the service and for the fulfilment of other objectives specified in this Act, but in this case nevertheless only to the extent that, and for such a period, as is strictly necessary.

During the use of the Website, the Service Provider automatically records for technical reasons the User's IP address, the type of the operating system and browser used and other information. The system logs this data continuously, but does not combine them with data provided during registration or use. Users cannot access the data acquired this way, only the Service Provider.

The Service Provider may record the data of the Internet sites from which the User navigated to the Website, the data of the pages the User visited on the Website, as well as the time and duration of the visit. The identity and profile of the User cannot be deduced from these data.

**Preferences cookies:**

These cookies allow a website to remember choices the User have made in the past, like in what form they want to see the page. These types of cookies essentially represent the configuration data stored in the cookie.

The legal basis for processing data is consent of the User.

The purpose of the processing: Increasing the efficiency of the service, enhancing user experience, making the use of the website more convenient.

This data is located on the user's computer, the website only accesses them and they enable it to recognize the visitor.

**Performance cookies:**

These cookies collect information about how the User uses the visited website, like the duration of the visit and which links they clicked on. These are typically third party applications (e.g. Google Analytics, AdWords).

The legal basis for processing data is consent of the data subject.

The purpose of the processing: analyzing the website, sending advertising offers.

The Service Provider shall use the above-mentioned information only for the technical operation of the Website and for statistical purposes.

The Service Provider only stores the hash of the User's password, not the password itself.

### **Legal basis for processing data**

During the Registration, the User provides their data voluntarily, in this case the legal basis for data provision is the freely given, specific and informed agreement of the User.

The Prospective User interested in the Registration provides their data voluntarily, in this case the legal basis for data provision is the freely given, specific and informed agreement of the Prospective User.

The Service Provider processes the personal data voluntarily provided by the User and the Prospective User only for the purposes specified in this clause and for the period specified in clause 6, or in the case of mandatory processing for the period provided for in the law. The processing operations of the Service Provider comply with the above-mentioned conditions at all times during processing.

By freely providing their data and accepting the Privacy Policy, the User and the Prospective User declare that they consent to the processing operations of the Service Provider that comply with this Privacy Policy.

This consent shall be regarded as the consent given by the User during the Registration and by the Invited Persons designated by the User during or after the Registration. The consent of the User and the Prospective User is freely given, specific and informed; this consent serves as the legal basis for the processing operations of the Service Provider.

In the case of mandatory processing (such as billing data), the legal basis for data processing is regulated by the laws applicable to the relevant Service, in particular the following laws:

Billing data, statements: Act C of 2000 on Accounting ('the Accounting Act').

Electronic services, conclusion of contracts by electronic means: Act CVIII of 2001 on certain issues of electronic commerce services and information society services ('Act on E-Commerce'). In some cases (for example, non-payment of the Service, the User's debt) or in case of threat to the public interest, the Service Provider also processes data on the basis of balance of interests. In case processing is based on balance of interests, the Service Provider always performs a balance of interests test, which is carried out on a case-by-case basis by comparing the User's freedoms and the overriding private or public interest related to the necessity for processing.

The User's consent serves as the legal basis in case of

- registered Users who do not use the service,
- Users requesting the newsletter, as well as
- for contractual partners who provide further data in addition to the data necessary for the performance of the contract or data to be provided mandatorily under the law,
- and for cookies use for statistical purposes requiring the User's consent.

Performance of the contract as Controller: Processing is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract.

Compliance with a legal obligation within the scope provided by the following legislation: Applies to processing by the Service Provider as Controller:

- processing shall take place based on Act CVIII of 2001 on certain issues of electronic commerce services and information society services ('Act on E-Commerce'), Government Decree 45/2014 (II.26.) on contracts concluded between absentees;
- when issuing own invoice: processing shall take place Act on Accounting ('the Accounting Act') and
- NM Decree No. 23/2014 (VI.30.) on the tax administration identification of invoices and receipts, and the verification of electronically stored invoices by the tax authority (hereinafter: 'NM Decree'),
- according to the mandatory provisions on digital archiving of GUM Decree nr. 114/2007. (XII.29.) on the digital archiving rules.

Applies to processing by the Service Provider as Processor:

- processing shall take place based on Act CVIII of 2001 on certain issues of electronic commerce services and information society services ('Act on E-Commerce'), Government Decree 45/2014 (II. 5.) on contracts concluded between absentees;
- when issuing own invoice: processing shall take place Act on Accounting (the 'Accounting Act') and
- NM Decree No. 23/2014 (VI.30.) on the tax administration identification of invoices and receipts, and the verification of electronically stored invoices by the tax authority (hereinafter: 'NM Decree'),
- according to the mandatory provisions on digital archiving of GUM Decree nr. 114/2007. (XII. 29.) on the digital archiving rules.

Processing based on the legitimate interest of the Service Provider:

It is the legitimate interest of the Service Provider to enforce any claim arising from the contract against the user. Its term after the termination of the contract is the general limitation period of the Civil Code, i.e. 5 years. Following the termination of the contract, the Controller shall retain the data necessary for the enforcement of any claim arising from the contract as legitimate interest until the end of the limitation period pursuant to the Civil Code. (There is an exception to this rule: except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child.)

### **Duration of data processing**

In case the processing is based on consent, the processing lasts until the withdrawal of consent, but not more than for 1 (one) year after the termination of the possibility for the use of the Services. If the User used more than one Service, the above-mentioned period starts from the date when the last of the Services used by the User is validly terminated.

If the Prospective User or the Invited Person does not register or does not complete the started Registration for any reason, the Service Provider will send a notification to their email address once. No further notifications will be sent. If the Prospective User or the Invited Person does not register and become a User for a longer period of time, their data will be stored for another 1 (one) year only in order to prevent the sending of further notifications.

### **Transfers, combining data**

The Service Provider may transfer the personal data processed by it on the basis of this Privacy Policy to third parties only with the prior and informed consent of the data subject, including the transfer of data necessary for the User to use the Services provided by third parties and accessible through the Website and the combination of different processing for the same purpose.

Moreover, the Service Provider shall have the right to and shall be obliged to transfer the personal data of the data subject at the request of competent authorities in the cases specified by law, with the proviso that the Service Provider shall be obliged to check the legal basis of the transfer in such cases as well.

Otherwise, we share personal data with third party companies, organizations or individuals only if with the consent of the User.

We will also share personal information with third party companies, organizations or individuals if we assume in good faith that access to, use, retention or disclosure of the data is reasonably justified:

- compliance with applicable laws, regulations, court judgments or decision by an administrative authority;
- implementation of the relevant General Terms and Conditions, including the investigation of possible breaches thereof;
- detection and prevention of fraud and security or technical shortcomings;
- in order to protect against the threat to the rights, property or safety of the Service Provider, the users or the general public, in the manner prescribed or permitted by law.

### **Processing, processor**

The services of the Service Provider are provided on the website interface used by the User whereby the Service Provider qualifies as Processor for the purposes of data processing and data protection legislation, as the processing is performed on behalf of the User. The same legal position applies in case of banking data link services.

In the performance of the contract, the Service Provider as Controller shall use only processors providing sufficient guarantees to implement appropriate technical and organisational measures in such a manner that processing will meet the requirements of the data processing legislation and ensure the protection of the rights of the data subject.

The Controller is entitled to use a data processor for the performance of its activities. The processors do not make independent decisions and are only authorized to proceed on the basis of the contract concluded with the Controller and its instructions. The Controller reviews the work of the processors. Processors may only use the services of further data processors with the consent of the Controller.

Processing by a processor shall be governed by a contract that is binding on the processor with regard to the controller and that sets out the subject-matter and duration of the processing, the nature and purpose of the processing, the type of personal data, categories of data subjects, the obligation of confidentiality and the obligations and rights of the controller.

### **The Controller uses the services of the following processors:**

- Barion Payment Zrt. (1117 Budapest, Infopark sétány 1. l/5) – online payment
- Google Ireland Limited (Gordon House, Barrow Street, Dublin 4, Ireland) producing website traffic statistics, advertising
- Thinkific Inc., (400 - 369 Terminal Ave, Vancouver, BC V6A 4C4, Canada), e-learning platform operator

- Mailchimp, The Rocket Science Group LLC (675 Ponce de Leon Ave NE, Suite 5000, Atlanta, GA 30308) - management of and sending of automated emails
- Gergő Péter Ujvári sole proprietor (2370 Dabas Szent István út 53) – website development and maintenance
- Stock Ügyviteli Kft. (1161 Budapest, Rákosi út 93.) – accounting office

### **Security of personal data**

Taking into account the nature, scope, context and purposes of processing as well as the risk of varying likelihood and severity for the rights and freedoms of natural persons, the Controller shall implement appropriate technical and organisational measures to ensure a level of security appropriate to the risk. Data security measures are set out in the contractual obligations of all developers and suppliers and in the internal documents treated as confidential and containing trade secrets, in particular the privacy policy and data security policy, which are binding on employees.

The Service Provider takes all necessary steps to ensure the security of the personal data provided by the Users both during network communication and during the storage and protection of the data.

Access to personal data is strictly limited to prevent unauthorized access, unauthorized alteration or unauthorized use of personal data.

### **User rights**

The Controller facilitates the exercise of User rights with the following information.

The Controller shall provide information on action taken on a request of the User for exercising their rights to the data subject without undue delay and in any event within one month of receipt of the request. That period may be extended by two further months under the conditions set out in the Regulation; controller shall inform the User of any such extension.

If the Controller does not take action on the request of the User, it shall inform the User without undue delay and in any event within one month of receipt of the request of the reasons for not taking action and on the possibility of lodging a complaint with the National Authority for Data Protection and Freedom (NAIH) and seeking a judicial remedy. The controller shall provide the information and information on the data subject's rights and the action free of charge, however, a fee may be charged in the cases specified in the Regulation. The Controller shall communicate any rectification or erasure of personal data or restriction of processing carried out to each recipient to whom the personal data have been disclosed, unless this proves impossible or involves disproportionate effort.

The rights of the Users are listed as follows:

1. Transparent information, communication and facilitation of the exercise of the rights of the User
2. Right to prior information – where personal data are collected from the data subject
3. Right of access by the User
4. Right to rectification
5. Right to erasure ('right to be forgotten')
6. Right to restriction of processing
7. Notification obligation regarding rectification
8. or erasure of personal data or restriction of processing
9. Right to data portability
10. Right to object
11. Automated individual decision-making, including profiling
12. Restrictions
13. Communication of a personal data breach to the User
14. Right to lodge a complaint with a supervisory authority (right to administrative remedy)
15. Right to an effective judicial remedy against a supervisory authority
16. Right to an effective judicial remedy against a controller or processor

### **User rights in detail**

Transparent information, communication and facilitation of the exercise of the rights of the User The User shall have the right to be informed about the facts and information related to the processing before starting the processing operation.

The Controller undertakes to provide, at the request of the User, any information relating to processing of personal data in a concise, transparent, intelligible and easily accessible form, using clear and plain language (in particular for any information addressed specifically to a child). The information shall be provided in writing, or by other means, including, where appropriate, by electronic means. When requested by the data subject, the information may be provided orally, provided that the identity of the User is proven by other means.

Detailed rules are described in Article 12 of the Regulation.

### **Right to prior information**

The User shall have the right to be informed about the facts and information related to the processing before starting the processing operation.

This involves the Controller providing the User with all of the following information by compiling this information document:

- a) the identity and the contact details of the controller and of the controller's representative;
- b) the contact details of the data protection officer, where applicable;
- c) the purposes of the processing for which the personal data are intended as well as the legal basis for the processing;
- d) where the processing is based on legitimate interests, the legitimate interests pursued by the controller or by a third party;
- e) the recipients – with whom personal data is disclosed – or categories of recipients of the personal data, if any;
- f) where applicable, the fact that the controller intends to transfer personal data to a third country or international organization.

The User may request from the Controller access to and rectification or erasure of personal data or restriction of processing concerning the data subject and may object to processing as well as exercise the right to data portability.

Where processing is based on the User's consent, the User has the right to withdraw consent without justification at any time, without affecting the lawfulness of processing based on consent before its withdrawal. The controller shall – by making this information document available – provide information on whether within the scope of its processing defined for each data processing purpose the provision of personal data is a statutory or contractual requirement, or a requirement necessary to enter into a contract, as well as whether the data subject is obliged to provide the personal data and of the possible consequences of failure to provide such data. The Controller does not use automated decision-making and profiling. Where the Controller intends to further process the personal data for a purpose other than that for which the personal data were collected, the controller shall provide the User prior to that further processing with information on that other purpose and with any relevant further information. Detailed rules on the right to prior information are described in Article 13 of the Regulation.

The Controller only records personal data provided by the User.

#### **Right of access by the User**

The User shall have the right to obtain from the controller confirmation as to whether or not personal data concerning them are being processed, and, where that is the case, access to the personal data and any related information mentioned in the previous paragraph. (Article 15 of the Regulation) The Controller does not transfer personal data to a third country or international organization. Upon request, the Controller shall provide the User with a copy of the personal data undergoing processing. For any further copies requested by the User, the Controller may charge a reasonable fee based on administrative costs.

Detailed rules on the right of access by the User are described in Article 15 of the Regulation.

#### **Right to rectification**

Upon the User's request the Controller shall without undue delay rectify inaccurate personal data concerning them. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement. These rules are described in Article 16 of the Regulation.

#### **Right to erasure ('right to be forgotten')**

Upon the User's request the Controller shall without undue delay erase personal data concerning them where one of the following grounds applies:

- a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed;
- b) the User withdraws consent on which the processing is based, and where there is no other legal ground for the processing;
- c) the User objects to the processing and there are no overriding legitimate grounds for the processing;
- d) the personal data have been unlawfully processed;
- e) the 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) the personal data have been collected in relation to the offer of information society services directly to a child.

The right to erasure cannot be exercised in the case of the exceptions provided for in Article 17 of the Regulation. The right to be forgotten means that the erasure of personal data disclosed by each controller or transferred to other recipients must be ensured by communicating the obligation of erasure to all other controllers to whom the personal data have been transferred by the controller.

#### **Right to restriction of processing**

In case data processing is restricted, such personal data may be processed, with the exception of storage, only with the consent of the User or for the establishment, exercise or defence of legal claims, or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

The User shall have the right to obtain from the Controller restriction of processing where one of the following applies:



- a) the accuracy of the personal data is contested by the User, for a period enabling the Controller to verify the accuracy of the personal data;
- b) the processing is unlawful and the User opposes the erasure of the personal data and requests the restriction of their use instead;
- c) the Controller no longer needs the personal data for the purposes of the processing, but they are required by the User for the establishment, exercise or defence of legal claims; or
- d) the User has objected to processing pending the verification whether the legitimate grounds of the Controller override those of the User.

Users shall be informed before the restriction of processing is lifted. The relevant rules are described in Article 18 of the Regulation.

#### **Right to data portability**

Subject to conditions laid down in the Regulation the User shall have the right to receive the personal data concerning them, which they have provided to the Controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the controller to which the personal data have been provided, where:

- a) the processing is based on consent pursuant to or on a contract; and
- b) the processing is carried out by automated means.

The User shall have the right to have the personal data transmitted directly from one controller to another.

Exercising the right to data portability should not prejudice the right to erasure (the right to be forgotten). The exercise of the right to data portability shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller. The right shall not adversely affect the rights and freedoms of others.

Detailed rules are described in Article 20 of the Regulation.

#### **Right to object**

The User shall have the right to object to processing of personal data concerning them. The controller shall no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the User or for the establishment, exercise or defence of legal claims.

The Controller does not conduct direct marketing; therefore, no processing takes place on this basis.

At the latest at the time of the first communication with the User, the right to object shall be explicitly brought to the attention of the User and shall be presented clearly and separately from any other information. The data subject may exercise his or her right to object by automated means using technical specifications.

#### **Communication of a personal data breach to the User**

When the personal data breach is likely to result in a high risk to the rights and freedoms of natural persons, the controller shall communicate the personal data breach to the data subject without undue delay.

Detailed rules can be found in Article 34 of the Regulation.

The User may lodge a complaint with a supervisory authority if there is an alleged or actual grievance in connection to the processing.

Name, address and contact details of the authority: National Authority for Data Protection and Freedom (NAIH), 1125 Budapest, Szilágyi Erzsébet fasor 22/C., naih.hu, Email: [ugyfelszolgalat@naih.hu](mailto:ugyfelszolgalat@naih.hu), Tel:+36 (1) 391-1400, Fax:+36 (1) 391-1410

NAIH shall inform the complainant on the progress and the outcome of the complaint including the possibility of a judicial remedy.

**Right to an effective judicial remedy against a supervisory authority**

The complainant has the right to an effective judicial remedy against a legally binding decision of a supervisory authority concerning them where the supervisory authority which is competent does not handle a complaint or does not inform the User within three months on the progress or outcome of the complaint lodged.

These rules are described in Article 78 of the Regulation.

**Right to an effective judicial remedy against a controller or processor**

Each User shall have the right to an effective judicial remedy where they consider that their rights under this Regulation have been infringed as a result of the processing of their personal data in non-compliance with this Regulation.

These rules are described in Article 79 of the Regulation.