

PRIVACY POLICY

PRIVACY AND COOKIES POLICY OF CHATER.PL

Thank you for your interest in the service chater.pl (hereafter referred to as "Chater" or "Service") and the services we provide. Protecting your personal data and privacy is very important to us and we are glad that you trust us. The following Privacy and Cookies Policy („Policy”) describes what data we process about you, for what purposes, and in connection with which you have rights. In providing our services, we make every effort to process your data securely and in accordance with the provisions of „RODO” (i.e. 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 (General Data Protection Regulation)).

We strongly encourage you to read our Policy, and if you have any questions, we are at your service. We wish you a pleasant read!

I WHO PROCESSES YOUR DATA

1. Joint administrators of personal data

Joint administrators of personal data, which you have provided creating an account on the Service are the following companies belonging to the WeNet Group S.A.:

- a) THE POINT WE CARE ABOUT YOUR CUSTOMERS Sp. z o.o. based in Warsaw at Postępu Street 14A, 02-676 Warsaw, entered in the register of entrepreneurs of the National Court Register under the number KRS 0000851194, REGON: 386580113, NIP: 5272931749 („The Point”);
- b) WeNet Group S.A. with its registered seat in Warsaw at Postępu Street 14A, 02-676 Warsaw, entered in the register of entrepreneurs of the National Court Register under the number KRS 0000851194, REGON: 386580113, NIP: 5272931749 („The Point”);
- c) WeNet Sp. Z o.o. with its registered seat in Warsaw at Postępu Street 14A, 02-676 Warsaw, entered in the register of entrepreneurs of the National Court Register under the number KRS: 0000116894, REGON: 01211094300000, NIP: 5210125377 („WeNet”);

Hereafter collectively referred to as "Joint Administrators"

The entities are Jointed Controllers of personal data for the purpose of providing services through the Service (Chater). As for the rest (i.e., the extent that they provide other services themselves, or regarding the personal data of their employees) The Point, WeNet Group, as well as WeNet work as independent administrators of data.

2. Mutual scope of responsibility

Joint administrators, by mutual agreement, have defined the respective range of their mutual responsibilities regarding the performance of the administrator obligations under the RODO. In particular the Joint Administrators agreed that The Point is generally responsible for:

- collecting on behalf of the Joint Administrators agreements for data processing, where it has this application, as well as an agreement on conducting marketing communications electronically or telephonically,
- fulfilling the information obligation on behalf of all Joint Administrators,
- providing legal basis for data transfers outside the EEA, if Joint Administrators decide to entrust data processing to an entity in a non-EEA country,
- completion of data processing entrustment agreements with entities, to whom the processing of your personal data is entrusted in the provision of the Service (Chater),
- requesting a common point of contact for people, whom data concerns – in the case of, when you turn with a question to WeNet Group or WeNet in terms of processing your data in connection with Chater, your question will be forwarded to The Point.

The above does not exclude the authority of individual Joint Administrators to fulfil the mentioned duties independently, relative of the circumstances.

3. Mutual contact point

All questions related to processing your personal data in regard to the functioning of the Service please contact The Point, at the following address e-mail: [iod@chater.pl].

The inspector of data appointed by the Joint Administrators is: Agnieszka Sawicka, e-mail: iod@chater.pl

II HOW WE PROCESS YOUR DATA

1. Range of data

The Joint Administrators process Your personal data in the range which they have been obtained using the Service, i.e.: name, surname, e-mail address, telephone number.

If you are contacting us through telephone, the conversation held with you may be recorded by us, which we will inform you about at the beginning. If you do not consent to being recorded, the conversation will be interrupted, and you will be recommended further contact with Chater through other forms of electronic communication (i.e., email or chat).

Data submission is voluntary; however, it is essential to realise the contract concluded with you in connection with registration in the Service or using the Service with its use, realisation Your request for contact or receiving marketing materials.

2. Processing purposes

Your data is processed for the following purposes:

- provisions provided by the Joint Administrators via Chater as well as support services connected to it, with these services in terms of processing requests, or accounting services for invoices issued, transfers, and their storing and archiving In accordance with applicable tax laws,
- improving the quality of performance of our Service as well as for analytical purposes (i.e., to better match services to customers' needs, optimising support, building Customer knowledge, etc.),

- direct marketing of our services or products, including (i) Presenting You offers of products or in-house services with the purpose of selling them using telecommunications terminal equipment (if you agree to this); (ii) sending You commercial information via email, as long as you give additional consent,
- providing answers to questions asked via email or contact form, including handling complaints as well as answering inquires regarding Your personal data processed by us,
- accounting and bookkeeping, as well as in order to assert, or defend against all possible claims, which can be made I the future in relation to You using the Service.

3. Legal basis of processing

Your data is processed on the basis of:

- a) the agreement, to which you become a party upon registration on the Service (On this basis, we process your data to provide you with general services and support services, as well as answering Your technical questions and provisions of support services) based on Article 6(1)(b) of RODO
- b) the legitimate interest of the Joint Controllers of data on the basis of recital 47 and Article 6(1)(f) of the RODO, i.e.:
 - i. conducting marketing directly of its own products and services
 - ii. investigating and defending against claims
 - iii. improving quality and security of the Service as well as the services provided through it
- c) legislation to the extent that the Joint Administrators are required to process your data for purposes of accounting, bookkeeping, accounting and taxation on the basis of Article 6(1)(c) of the RODO

In terms of processing of data for marketing purposes is not permitted based on our legitimate interest, we may collect additional consents to process personal data for the aforementioned purpose.

Regardless from the legal basis for processing under RODO, we also collect consent from You for marketing communications via electronic communication (required by the Electronic Services Act) as well as consent to be contacted via telephone for marketing purposes (required by the Telecommunications Law).

Any consent You give is fully voluntary, and may be withdrawn by You at any time, which will not affect the legality of the processing of Your data carried out before the withdrawal of consent.

4. Retention

Your personal data are processed only as long as they are necessary to us for the purposes, for which they were collected. Determining the retention period of Your personal data, depending on the data category, we take, among others, the following criteria:

- (i) whether you are a user still registered with us, and whether you use the Service (to its fullest extent, the Joint Administrators will delete your data when you cease to be a Chater user);
- (ii) limitation periods for possible claims, business or consumer (3 to 6 years);
- (iii) mandatory retention periods under accounting as well as tax law (5 years from the end of the calendar year, which the tax or accounting obligation arose).

5. Entrusting Your data

We entrust the processing of your personal data to entities that, when providing services to us, process Your data on our behalf as well as solely based on our instructions and guidelines (data processors, or otherwise called „processors“). Specifically, we use the services of data processors who are hosting providers selected by us, with due diligence, who store data on secure servers located within EU borders, as well as to other attentively selected bodies providing maintenance and IT services, accounting, bookkeeping, or other legal/consulting services.

6. Sharing Your data

We do not share Your personal data to third parties, however, a possibility exists that we would be obliged to reveal Your personal data to the relevant state authorities (in particular, the police or the prosecutor's office), if we receive an adequate request from them, if a legal basis will be established for providing them with Your personal data (e.g., a court order).

In case of acquisition of the Service by a third party, Your data may be shared with the entity.

III YOUR RIGHTS

1. The right to access data and to obtain copies

You have the right to access your data as well as obtain copies of the data we process about You and among other things, the following information: for what purposes we process data, who we share it with, how long we process it as well as what rights you have. All this information is contained in the Policy you are reading, however, if you have any concerns, You can exercise your right of accessing it by contacting us via email at iod@chater.pl. All information will be provided to you within a period of maximum 30 days. Your right to obtain copies of Your data may be restricted under some circumstances, in the case of it adversely affecting the rights and freedoms of others.

2. Right to rectification of data

If you find that Your data have become obsolete or are for any other reason are incorrect, you have the right to demand that we correct it. If this happens to be the case, contact us and we will immediately make the appropriate changes.

3. Right to erasure of data

You have the right to request that we delete your data in the case of, among other things, it is no longer necessary for the purposes for which it has been collected (especially if you cease to be a user of the Service) or when You object to their processing, or You withdraw your consent. In this case, we will immediately delete your data, no later than 30 days after You submitted your request. We will confirm the erasure of data via email within the above timeframe. Under adequate circumstances (when it is due to an obligation imposed by law, either necessary to assert, or defend against claims).

4. The right to object to processing

If we process your data based on a legitimate interest (particularly for marketing purposes), You have the right to object the processing. Similarly to other rights, we will respond to your request within a period of maximum 30 days.

5. Other rights

In addition, in accordance with the RODO, You have the right to request the restriction of processing (e.g.: if you question the legitimacy of the processing carried out by us), as well as the right to transfer your data to another controller. If you have any opinions about how we process your data, we advocate you to contact us via email at: iod@chater.pl

You are also entitled to file a complaint with the President of the Data Protection Authority.

IV COOKIES AND OTHER TECHNOLOGIES

1. Cookies and other technologies

We use cookies as well as similar technologies to improve the performance of our Service, such as web beacons and device fingerprinting, We also use Google Analytics tools. Note that disabling or restricting the use of cookies and other similar technologies may affect the proper operation of our Service.

2. Cookies

Cookies are small text files / text fragments that allow us to identify the operation used by You and customize the Service to your individual purposes. The site uses the following types of „cookies”: „session cookies”, which are deleted when you log out or close the site, as well as “persistent cookies”, which remain on your device either for a specified period or until they are manually removed. The processing as well as use of „cookies” is enabled by default. Nonetheless, these settings can be changed at any time. For any information on cookies as well as similar technologies, and how to disable them for your browser, visit: <http://wszystkoociasteczkach.pl>.

3. Web beacons

Web beacons (also called „pixel tags”) are files of transparent images used to monitor Your visit to the Service and its interaction with the website.

4. Google Analytics

Google Analytics is a tool we use to count visits to the Website, check its performance and improve its operation. For more information on Google Analytics tools and user privacy, please visit the following page: <https://support.google.com/analytics/answer/6004245?hl=pl>.

5. Device fingerprinting

Device fingerprinting is a technology that allows us to collect information about your device (type of browser and user operating system, plug-ins, time zone, other settings). We use this information to identify you and to ensure the security of your use of the Service.

6. Logging into the Service using Facebook

We enable you to log in to the Service using the Facebook Connect option. This is a service offered by Facebook Ireland Ltd., 4 Grand Canal Square, Grand Canal Harbour, Dublin 2, Ireland („Facebook”), which acts as a separate data controller. No additional registration is required for its use. In order to log in, the user

is redirected to the Facebook page, where they can log in by entering their username and password. In this way, the user's Facebook profile is linked to our service. Through this link, we automatically receive and from Facebook the following data: email address, first name.

For additional information on Facebook and privacy settings, see the data protection guidelines at <https://pl-pl.facebook.com/about/privacy/update>.

7. Logging into the Service using Google

We allow you to sign into our services using your Google account. This is a service provided by Google Ireland Ltd. (Gordon House, 4 Barrow Street, Dublin, Ireland („Google")), which acts as a separate data controller. No additional registration is required when using it. In order to log in, the user is redirected to Google's website, on which he can log in with his user data. In this way, the user's Google profile is linked to our service. Through this we automatically receive the following data: email address, first name.

Further information about Google and privacy settings can be found in the data protection guidelines at <https://policies.google.com/privacy>.

V FINAL PROVISIONS

1. Policy Changes

This Privacy Policy serves as the general terms and conditions of contracts within the meaning of the Civil Code. We reserve the right to change this Privacy Policy, particularly due to a change in the law, a change in technology or the way the Service operates. The current text of the Privacy Policy can always be found on the Service. Additionally, if you register on the Service, we will inform you of the change in the Privacy Policy by sending you information via email.

2. Governing law

The Privacy Policy is subject to and shall be interpreted in accordance with the laws of Poland. If any provision of the Privacy Policy is declared invalid by a final court decision, the remaining provisions of the Policy shall remain in effect.