

RIGHTS OF DATA SUBJECT

Under the 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) (OJ L 119, p. 1), hereinafter: GDPR:

Natural persons have specific rights related to their personal data, and the Controller (Process-Electronic sp. z o.o. with the office in Sosnowiec, ul. Jedności 48, 41-218 Sosnowiec, NIP: 949-191-08-73, REGON: 15218254600000, KRS: 0000222494, e-mail: privacy@group-upc.com, phone contact: +48 32 296-66-000

In case of any questions and requests concerning the scope and exercising of the rights, as well as to contact us to take advantage of a specific entitlement in the scope of the protection of personal data described in detail below, write to privacy@group-upc.com or call +48 32 296-66-000.

We reserve the right to exercise the following rights after positive verification of the identity of the person applying for the performance of the given action.

1. Access to personal data

Data subjects have the right of access to the data that we store as the Controller. The data subject has also the right to obtain a copy of these data. At any time, you can receive a copy of the data from the Controller. For any further copies requested by the data subject, the Controller may charge a fee of reasonable amount resulting from administrative costs.

2. Withdrawal of consent

In case of the processing of personal data on the basis of consent, the subject data has the right to withdraw this consent at any time. We inform about this right whenever consents are collected and we allow to withdraw consent as easily as it was given. Please note that the withdrawal of consent does not affect the lawfulness of the processing of the data already done on the basis of the consent before its withdrawal.

3. The right to request rectification of personal data: when the data are incorrect or incomplete; the right to erasure

The subject data has the right to request from the Controller immediate rectification of the related personal data which are incorrect. Considering the purposes of the processing, the data subject has the right to request that incomplete personal data relating to them be completed, including by means of providing a supplementary statement.

The right to erasure may be exercised:

- a) When the data of the person are no longer necessary for the purposes for which they were collected by the Controller or processed otherwise;
- b) When the data subject withdraws consent for the processing of the data by the Controller given pursuant to Article 6.1a or Article 9.2a GDPR and there is no other legal basis for the processing;
- c) When the data subject, due to the causes related to their specific situation, objects to the processing of the related personal data on the basis of Article 6.1d GDPR (the processing of the data is necessary to carry out tasks in the public interest or in the exercise of official authority vested in the Controller) or on the basis of Article 6.1f GDPR (the processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party, except for the situations in which the interests or fundamental rights and freedoms of the data subject override these interests, which require protection of personal data, in particular when the data subject is a child), and there are no overriding legitimate grounds for the processing or the data subject objects to the processing of their personal data for direct marketing purposes,
- d) When the personal data were processed unlawfully;
- e) For compliance with a legal obligation, as well as when the personal data were collected in relation to the offer of information society services referred to in Article 8.1 GDPR.

We will erase them when there is no other legal basis on the grounds of the financial law or the Civil Code, which requires from us the obligation of further processing of your data.

4. The right to restriction of processing

The data subject has the right to request restriction of processing of their personal data:

- a) When they contest the accuracy of the personal data for a period enabling the Controller to verify the accuracy of the personal data;
- b) When the processing is unlawful, and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
- c) When the Controller no longer needs the personal data for their purposes, but they are required by the data subject for the establishment, exercise or defence of legal claims;

d) When the data subject objected to processing pursuant to Article 21.1 GDPR pending the verification whether the legitimate grounds of the controller override those of the data subject.

Where processing is restricted on the basis of the premises stated above, such personal data may be processed, with the exception of storage, only with the data subject's consent 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.

5. The right to data portability

The right to data portability is open when the processing is based on the data subject's consent or a contract concluded with them, and when the processing is carried out by automated means.

The data subject has 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 has the right to transmit those data to another Controller without hindrance from the Controller to which the personal data have been provided. In exercising their right to data portability, the data subject has the right to have the personal data transmitted directly from the Controller to the other controller, where technically feasible.

6. The right to object to the processing of personal data

The data subject may object to the processing of their personal data:

a) Due to the causes related to their specific situation when the processing of the data is necessary to carry out tasks in the public interest or in the exercise of official authority vested in the Controller or when the processing is done on the basis of the legitimate interest of the Controller or a third party. The Controller shall no longer process the personal data unless the Controller demonstrates compelling the legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims;

b) Where personal data are processed for direct marketing purposes.

Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.