

## INFORMATION REGARDING THE PROCESSING OF YOUR PERSONAL DATA

### – CUSTOMERS (PURCHASERS OF PREMISES)

#### Who is your data controller?

The controller, i.e. an entity that decides how your personal data will be used is a special purpose vehicle established for the implementation of a specific construction project. You can find the current list of YAREAL POLSKA group's special purpose vehicles [HERE](#) – the controller of your personal data will be a special purpose vehicle implementing a project in which you want to buy premises (hereinafter referred to as: “**the Controller**”, “**we**”).

#### How can you contact us for more information about the processing of your personal data?

If you have any questions about the processing and protection of your personal data, you can contact YAREAL POLSKA group's data protection officer by email: [iod@yareal.com](mailto:iod@yareal.com).

#### Where did we get your data from?

You provided it to us to enter into a reservation contract, preliminary contract, off-plan contract or a contract establishing separate ownership of premises and their sale and their subsequent performance.

You could also provide your data to agents or intermediaries, e.g. financial intermediaries or real estate agents that collected it for us.

#### What is the purpose and legal basis for processing your personal data?

1. We process your personal data, because it is **necessary for the entering into and performance of a contract** that you have entered into with us (Article 6(1)(b) of the GDPR) – in order to enter into the contract (in respect of activities aimed at entering into a contract – *e.g. presenting you with an individual offer to purchase premises after your needs and preferences have been analysed*) and the subsequent performance of the contract (*e.g. selling the premises and establishing separate ownership, contacting you to arrange the finishing of the premises, processing of your complaints and claims, if any, on warranties and guarantees*).

2. We process your personal data for the purposes of **our legitimate interest** (Article 6(1)(f) of the GDPR), i.e.:

- handling of requests you have made to us (e.g. via the contact form), which are not directly related to the performance of a contract, the ongoing construction project or interest in YAREAL POLSKA group's offer;
- contacting you, including for purposes relating to the provision of services (*sending accounting documents, invoices, etc.*);
- to defend and exercise claims arising out of contracts entered into by YAREAL POLSKA group companies.

Controllers that are part of a group of undertakings (YAREAL POLSKA group's special purpose vehicles) may have a legitimate interest in transmitting personal data within the group of undertakings for internal administrative purposes, including the processing of clients' or employees' personal data.

4. In addition, **the law requires** us to process your personal data (Article 6(1)(c) of the GDPR), in particular the Act on Protection of Rights of Buyers of Residential Units and Single-Family Houses of 16 September 2011 (e.g. to accept the premises and prepare the documentation referred to in Article 27 of the Act) and tax and accounting regulations.

**Are you obliged to provide your personal data to us?**

Providing your data is voluntary, however it is necessary for the entering and performance of a contract for your benefit (e.g. reservation contract, off-plan contract for premises). We will not be able to enter into a contract with you if we do not have this data.

**What are your rights in relation to your personal data?**

In accordance with data protection legislation, you have the right of access, rectification and erasure of your data, restriction of its processing, the right to data portability, the right not to be subject to automated decision-making, including profiling, and the right to object to the processing of your personal data. You also have the right to lodge a complaint with a supervisory authority (President of the Personal Data Protection Office).

RIGHT TO	LEGAL BASIS	WHEN?
<p>ACCESS TO PERSONAL DATA INCLUDING OBTAINING A COPY OF PERSONAL DATA (Article 15 of the GDPR)</p>	<p>1. performance of a contract (Article 6(1)(b) of the GDPR);</p> <p>2. a legal obligation (Article 6(1)(c) of the GDPR);</p> <p>3. a legitimate interest (Article 6(1)(f) of the GDPR).</p>	<p>You can exercise it at any time. This right applies only to your personal data. If this data is inextricably linked to other personal data, you may only obtain an extract from such documents and information or you may be denied access in justified cases. A refusal of access may result, <i>for example, from contractual confidentiality obligations or laws on the protection of trade secrets</i> (Article 15(4) of the GDPR).</p> <p>Remember that if you request further copies of your data, the controller may charge a fee based on administrative costs (Article 15(3) of the GDPR).</p>
<p>RECTIFICATION (Article 16 of the GDPR)</p>	<p>1. performance of a contract (Article 6(1)(b) of the GDPR);</p> <p>2. a legal obligation (Article 6(1)(c) of the GDPR);</p> <p>3. a legitimate interest (Article 6(1)(f) of the GDPR).</p>	<p>Whenever you notice that your data is incorrect or incomplete (Article 16 of the GDPR).</p>
<p>ERASURE "RIGHT TO BE FORGOTTEN" (Article 17 of the GDPR)</p>	<p>1. performance of a contract</p>	<p>You can request this from the controller when:</p>

	<p>(Article 6(1)(b) of the GDPR);</p> <p>2. a legal obligation (Article 6(1)(c) of the GDPR);</p> <p>3. a legitimate interest (Article 6(1)(f) of the GDPR).</p>	<ul style="list-style-type: none"> <li>• the personal data are no longer necessary in relation to the purposes for which they were collected;</li> <li>• you object to the processing and there are no overriding legitimate grounds of the controller;</li> <li>• the processing is unlawful;</li> <li>• there is a legal obligation to erase your data.</li> </ul>
<p>RESTRICTION OF PROCESSING (Article 18 of the GDPR)</p>	<p>1. performance of a contract (Article 6(1)(b) of the GDPR);</p> <p>2. a legal obligation (Article 6(1)(c) of the GDPR);</p> <p>3. a legitimate interest (Article 6(1)(f) of the GDPR).</p>	<p>You can request this from the controller when:</p> <ul style="list-style-type: none"> <li>• you notice that your data is inaccurate;</li> <li>• you object to the processing;</li> </ul> <p>- you may request restriction of processing of your personal data for a period enabling us to verify the accuracy of the data or whether your objection is well-founded;</p> <ul style="list-style-type: none"> <li>• the processing is unlawful and you oppose the erasure of the personal data;</li> <li>• the purpose of the processing has been achieved by the controller, but they are required by you for the establishment, exercise or defence of legal claims;</li> </ul> <p>- the data is stored until you request to have it erased.</p>
<p>DATA PORTABILITY (Article 20 of the GDPR)</p>	<p>1. performance of a contract (Article 6(1)(b) of the GDPR);</p> <p>and the processing is carried out by automated means.</p>	<p>You can request this at any time.</p> <p>You receive your personal data, which you have provided to us, in a structured, commonly used and machine-readable form. We will transmit your data in this form to another controller of your choice, where technically feasible.</p>
<p>OBJECT (Article 21 of the GDPR)</p> <p>- A LEGITIMATE INTEREST (Article 21(1) of the GDPR)</p>	<p>1. a legitimate interest (Article 6(1)(f) of the GDPR).</p>	<p>Following such a request, the controller will assess whether its legitimate interest overrides your rights and freedoms (<i>e.g. the controller must process your personal data to secure a claim</i>).</p>
<p>NOT TO BE SUBJECT TO AUTOMATED DECISION-MAKING (Article 22 of the GDPR)</p>	<p>1. performance of a contract</p>	<p>This right does not apply because the automated processing of your personal data (including profiling) does not produce legal effects concerning you nor does it similarly significantly affect you.</p>

	(Article 6(1)(b) of the GDPR);  2. a legal obligation (Article 6(1)(c) of the GDPR);  3. a legitimate interest (Article 6(1)(f) of the GDPR).	
A COMPLAINT WITH A SUPERVISORY AUTHORITY (Article 15(1)(f) of the GDPR)	Not applicable.	At any time you believe that your data is being processed unlawfully.

### **Where can you lodge a complaint related to the processing of your personal data?**

You have the right to lodge a complaint related to the processing of your personal data by us with a supervisory authority, which is the President of the Personal Data Protection Office.

### **How long do we keep your personal data for?**

1. We keep your personal data for the purpose of contract performance for the limitation period for claims relating to a contract entered into.
2. Data processed on the basis of legal regulations will be kept in accordance with the relevant regulations.

### **Who do we share your personal data with?**

We make your personal data available to our external suppliers, in the framework of construction projects carried out for us (*for example, we may transfer your data to an architect responsible for the execution of a construction project, to the main contractor or to his or her subcontractors to execute your orders for the finishing of the purchased premises; to the main contractor and property manager to prepare and sign appropriate documentation related to the acceptance of premises; to the property manager to carry out contractual obligations relating to the property management until the establishment of commonhold on the property; to a provider of property security services, if established*).

Your data (in respect of contact details) may be made available by the Controller to customer (purchaser of premises) satisfaction survey providers that will conduct such surveys on behalf of the Controller. Your participation in the survey is voluntary.

Your data may also be shared with financial intermediaries and real estate agents who collect your data on our behalf so that we can present you with our offer.

All processors that process your personal data for us are required to provide appropriate technical and organisational measures to ensure the protection of your personal data. The processors that process your personal data for us may only process it only on our documented instructions and for the purposes indicated by us.

**Do we process your personal data automatically (including through profiling) in a way that affects your rights?**

Your data will be processed by automated means (including by using IT software to manage the database of our customers); as a result of such processing you will not be subject to any decisions that have legal, financial or other similar consequences. Such processing may include, for example, the creation of appropriate categories of our customers and presenting them with offers based on their interest (based on *for example, floorage, neighbouring area, type of premises they are interested in*).