

## PERSONAL DATA PROCESSING STATEMENT

We would like to inform you below of the terms and conditions of processing your personal data.

We process your personal data in accordance with legislation concerning personal data protection, particularly with Regulation No. 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (hereinafter the “**GDPR**”). The same applies to our employees and other persons who we cooperate with.

In the following text, you can find information on terms and conditions, purposes, legal basis and period of processing, recipients of your personal data and your related rights.

This statement does not apply to personal data of legal entities, including the name and the form of the legal entity and the contact details of the legal entity.

This statement is posted on the website <https://www.ahi-carrier.cz/cz/about-ahi-carrier/?t=3> and can be read again there at any time in the future.

### Article 1 IDENTITY AND CONTACT DETAILS FOR THE CONTROLLER

- 1.1. The controller is a person which, alone or jointly with others, determines the purposes and means of the processing of personal data of data subjects. The company AHI CARRIER CZ s.r.o., Business ID No. (IČO): 28896599, with its registered office at Stýblová 253/13, 149 00 Prague 4, registered in the Commercial Register maintained by the Municipal Court in Prague under File No. C 151740 (hereinafter the “**Company**”), is the controller in relation to your personal data.
- 1.2. The Company can be contacted as follows:
  - a) by telephone at + 420 212 812 030;
  - b) by post at Stýblová 253/13, 149 00 Prague 4;
  - c) by email at [info@ahi-carrier.cz](mailto:info@ahi-carrier.cz)
- 1.3. The Company states that it has not appointed a data protection officer pursuant to Article 37 et seq. of the GDPR.

### Article 2 LEGAL BASIS FOR PERSONAL DATA PROCESSING

- 2.1. The Company processes your personal data because:

- a) the processing is necessary for the performance of a contract made between the Company and you or in order to take steps by the Company prior to entering into such a contract (including settling questions and/or other messages related thereto)
- b) the processing is necessary for compliance with legal obligations to which the Company is subject, in particular:
  - (i) settling warranty claims pursuant to Act No. 89/2012, the Civil Code, as amended, and Act No. 634/1992, on consumer protection, as amended;
  - (ii) performing the obligations imposed on the Company by other generally binding legal regulations, in particular Act No. 235/2004, on value-added tax, as amended, Act No. 586/1992, on income tax, as amended, and Act No. 563/1991, on accounting, as amended;
- c) the processing is necessary for the purposes of the legitimate interests pursued by the Company consisting specifically of:
  - (i) settling questions and/or complaints other than those concerning performance under the contract or entering into the contract (see above);
  - (ii) supporting the Company's business activities and the portfolio of products and services offered by the Company, in particular in the form of sending out electronic commercial messages from the Company to its customers; an objection to this processing can be filed (for more information please see Article 9 below);
  - (iii) recovering amounts due for goods delivered and services provided or other receivables of the Company;
  - (iv) administration of the Company's customer database;
- d) you gave your consent to the processing, specifically:
  - (i) for the purposes of sending out electronic commercial messages (especially newsletters) from the Company provided that you are not its customer;
  - (ii) for the purposes of registration on the Company's website for access to technical documentation about the Company's goods.
  - (iii) for the purpose of an employment or internship

### **Article 3 THE PURPOSE AND SCOPE OF PERSONAL DATA PROCESSING**

- 3.1. The Company processes your personal data primarily for the purpose of performing under the contract made between the Company and you or to take steps prior to entering into such a contract. The Company also processes your personal data for the purposes of performing its public law obligations, settling your questions, complaints and/or other messages, exercising its claims or granting you as a registered person access to the technical documentation about the Company's goods.
- 3.2. The Company may also use your personal data for the purposes of direct marketing (especially in the form of electronic commercial messages) on the basis of your consent or on the basis of the Company's legitimate interest. You may object to this processing at no charge (for more information please see Article 9 below).
- 3.3. The Company typically processes the following personal data of yours for the above-mentioned purposes: identification and contact information, billing information, the products or services you have arranged or subscribed to, information from communication with you (whether in person, writing, over the telephone or otherwise), payment information (e.g. amounts paid or owed, account number),
- 3.4. The Company processes your personal data in paper and/or electronically both in automated form in its information systems and manually by its employees or the employees of recipients (for more on recipients please see Article 5 below).
- 3.5. The Company does not perform automated individual decision-making pursuant to Article 22 of the GDPR.

### **Article 4 SOURCES OF THE PERSONAL DATA BEING PROCESSED**

- 4.1. Your personal data processed by the Company originates from the following sources:
  - a) you provided the personal data to the Company yourself, e.g. when entering into a contract or during your contractual relationship;
  - b) the data comes from public sources, lists and records that are compatible with their purpose, such as the Commercial Register, Trade Licensing Register, or Insolvency Register.

## **Article 5 RECIPIENTS OF PERSONAL DATA**

- 5.1. The Company transfers your personal data in justified cases and only in the scope necessary to the following categories of recipients:
- a) the Company's contractual partners needed for day-to-day operations and/or completing its contractual relationships with you, i.e. commercial partners, information technology providers, shipping providers, consultants, attorneys and/or persons securing debt recovery for the Company;
  - b) the other companies in the AHI CARRIER group for internal administrative purposes and for the purposes of securing the Company's business processes;
  - c) other entities in cases where the Company is required to provide your personal data by legal regulations, or where doing so is necessary to protect the legitimate interests of the Company, i.e. courts, police;
- 5.2. The Company does not intend to transfer your personal data to a non-EU member state or international organization.

## **Article 6 PERIOD OF STORING PERSONAL DATA**

- 6.1. Your personal data will be stored at the Company for the duration of the contract made between you and the Company and further until one year after the statute of limitations on any claim arising from the contract passes in order to secure the legitimate interests of the Company in case of a judicial dispute.
- 6.2. However, if the Company processes your personal data on the basis of your consent, then the personal data will be stored at the Company for no longer than the period for which you gave your consent, or until you withdraw it, if you withdraw it before that period is complete (for more on withdrawing consent please see Article 8 below).
- 6.3. Processing your personal data for the purposes of direct marketing on the basis of the Company's legitimate interest will take place for no more than five years after the termination of the contract made between you and the Company, or until you object to such processing, if you do so before the end of that period (for more on objections please see Article 9 below). Processing your personal data for the purposes of sending electronic commercial messages can also be terminated by clicking on the unsubscribe link in the email.
- 6.4. The Company processes your personal data which it processes in connection with settling your questions and/or complaints provided that they do not concern performance under or entering

into a contract only for as long as necessary to settle such questions and/or complaints.

- 6.5. The personal data will also be stored at the Company for the duration of any judicial disputes between you and the Company.
- 6.6. In cases where the Company is so required by generally binding legal regulations, it archives documents containing your personal data for the period prescribed.

## **Article 7 DATA SUBJECTS' RIGHTS**

7.1. With regard to your personal data, you have the following rights toward the Company as controller:

- a) Right of access – you can request the Company for access to personal data concerning you which the Company processes; the Company also shall provide a copy of the personal data being processed. The right to obtain a copy shall not adversely affect the rights and freedoms of other persons;
- b) Right to rectification – you can request the Company for rectification of any inaccurate or incomplete personal data concerning you which the Company processes;
- c) Right to erasure – you can request the Company for erasure of personal data concerning you which the Company processes in one of the following situations:
- (i) the personal data is no longer needed for the purposes for which it was collected or otherwise processed;
  - (ii) you withdraw consent on which the processing is based, and there is no other legal ground for the processing;
  - (iii) you object to being the subject of a decision based on automated processing of personal data concerning you, and there are no overriding legitimate grounds for the processing, or you object to the processing of personal data concerning you for the purposes of direct marketing;
  - (iv) your personal data have been unlawfully processed;
  - (v) your personal data have to be erased for compliance with a legal obligation in European Union or member state's law to which the Company is subject;
  - (vi) your personal data have been collected in relation to the offer of information society services;

- d) Right to restriction of processing – you can request the Company for restriction of processing of personal data concerning you in one of the following situations:
- (i) if you contest the accuracy of the personal data, for the period necessary for the Company to verify the accuracy of the personal data;
  - (ii) if the processing of your personal data is unlawful and you oppose the erasure of the personal data and requests the restriction of their use;
  - (iii) if the Company no longer needs your personal data for the purposes of the processing, but you request the personal data in order to establish, exercise or defend legal claims;
  - (iv) if you have objected to processing personal data concerning you pursuant to Article 21(1) of the GDPR pending the verification whether the legitimate grounds of the Company override those of yours;
- e) Right to data portability – if the Company processes your personal data on the basis of a contract or consent and also by automated means, you have the right to receive the personal data concerning you which you have provided to the Company, in a structured, commonly used and machine-readable format; this right shall not adversely affect the rights and freedoms of other persons;
- f) Right to withdraw consent – if your personal data is processed on the basis of consent, you have the right to withdraw at any time your consent to the processing of your personal data for the purpose for which you gave consent (for more information please see Article 8 below);
- g) Right to object – you can object at any time to the processing of personal data concerning you which is based on the Company's legitimate interest and/or for the purposes of direct marketing (for more information please see Article 9 below);
- h) Right to be informed – you have the right to be informed by the Company of any security breach concerning your personal data that is likely to result in a high risk to the rights and freedoms of natural persons including you;
- i) Right related to automated processing – you have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects for you or significantly affects you in a similar way;
- j) Right to lodge a complaint – you have the right to lodge a complaint with the supervisory authority which is the Office for the Protection of Personal Data (*Úřad pro ochranu*

osobních údajů), with its registered office at Pplk. Sochora 27, 170 00 Prague 7, website: [www.uoou.cz](http://www.uoou.cz).

- 7.2. You can contact the Company in order to exercise your rights under the GDPR or with any questions or complaints relating to personal data processing, by telephone at + 420 212 812 030, by email at [info@ahi-carrier.cz](mailto:info@ahi-carrier.cz), or in person at AHI CARRIER CZ s.r.o., Stýblova 253/13, 149 00 Prague 4.

## **Article 8 WITHDRAWAL OF CONSENT**

- 8.1. If the Company asks you to give your consent, doing so is always purely voluntary. Giving said consent is not a condition for obtaining any product or service of the Company.
- 8.2. Any consent you give the Company can be withdrawn at any time with immediate effect as follows:
- a) by written statement sent by email to [info@ahi-carrier.cz](mailto:info@ahi-carrier.cz) or
  - b) by written statement sent by post to AHI CARRIER CZ s.r.o., Stýblova 253/13, 149 00 Prague 4;
  - c) by clicking on the unsubscribe link in the email in case of your consent to sending out electronic commercial messages (please see 2.1.d)(i) above).

## **Article 9 OBJECTION TO DIRECT MARKETING**

- 9.1. You have the right to object at any time and without charge to the Company's processing of your personal data for the purposes of direct marketing performed without your consent, as follows:
- a) in writing by email to [info@ahi-carrier.cz](mailto:info@ahi-carrier.cz) or
  - b) in writing by post to AHI CARRIER CZ s.r.o., Stýblova 253/13, 149 00 Prague 4; or
  - c) by clicking on the unsubscribe link in the email.