

PERSONAL DATA PROCESSING POLICY GUIDELINES

The company **BINEX s.r.o.**

ID: 096 56 006

registered office Pražákova 1008/69, Štýřice, 639 00 Brno

registered in the Commercial Register maintained by the Regional Court in Brno, Section C, Insert No. 120066
(hereinafter referred to as the "**Company**"),

as a personal data **controller**, hereby informs about the manner and scope of processing of personal data by this Company, including the scope of the data subject's rights related to the processing of their personal data.

The Company processes personal data in accordance with the law of the European Union, in particular in accordance with Regulation (EU) 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 in accordance with the relevant national legislation, in particular Act No. 110/2019 Coll., on the processing of personal data, as amended and in force (hereinafter referred to as the "**personal data protection legislation**").

I.

Purpose, scope of personal data processing:

The Company shall only process accurate personal data that it has received from data subjects in accordance with data protection legislation, and the Company shall only collect and process such data subjects' personal data for the stated purpose described below under (a) of this Article of this Policy, to the extent specified below under (b), for the duration of the contractual relationship between the Company and the data subjects, or for as long as necessary.

a) Purpose of processing personal data

The Company processes personal data with or without the consent of data subjects for the following purposes:

- Establishing negotiations for the conclusion of a contractual relationship with the data subject
- Fulfilling contractual obligations arising for the data subjects and the company from the contractual relationship
- Fulfilling the legal obligations imposed on the Company by applicable laws and regulations
- Ensuring the enforceability of the rights of data subjects and the Company

The Company processes personal data **with the consent of** the data subjects as the legal basis for processing under Article 6(a) of the GDPR for the following purposes in general:

- personal data of data subjects within the scope of point b) of this Article of this Policy are processed by the Company on the basis of the consent of the data subjects in situations where the data subject completes an online form on the Company's website, which makes the provision of personal data a condition, prior to the actual conclusion of the contractual relationship between the Company and the data subject, whereby the data subject consents to the use of his/her personal data by the Company for

pre-contractual negotiations or in negotiations leading to the conclusion of a contract, or for the purpose of contacting the data subject on his/her initiative; and

The Company processes personal data **without the consent of** data subjects on the basis of the lawful grounds for processing pursuant to Article 6(b), (c) and (f) of the GDPR for the following purposes in general:

- personal data of data subjects within the scope of point (b) of this Article of this Policy are processed by the Company on the basis of a lawful reason for processing in accordance with Article 6(b) of the GDPR for the purpose of performing obligations under a contract concluded between the data subject and the Company; and
- personal data of data subjects within the scope of point b) of this Article of this Policy is processed by the Company on the basis of a lawful reason for processing in accordance with Article 6(c) of the GDPR for the purpose of fulfilling the obligations imposed on the Company by law, in particular Act No. 235/2008 Coll., on certain measures against the legalization of the proceeds of crime and terrorist financing (hereinafter referred to as the "**AML Act**"); and
- personal data of data subjects within the scope of point b) of this Article of this Policy is processed by the Company on the basis of a lawful reason for processing in accordance with Article 6(f) of the GDPR for the purpose of securing the legitimate interests of the Company, which are, in particular, to protect the rights of the Company and the data subject and to ensure the enforceability of the rights of data subjects and the Company arising, for example, from a claim of defective performance, or for the judicial and other protection of the rights and obligations of the Company and data subjects; and

b) Scope of processing of personal data

In particular, the Company processes the following categories of personal data in fulfillment of the purpose of processing personal data pursuant to point a) of this Article of this Policy:

- **name and surname of the data subject**
- **the data subject's permanent home address**
- **the nationality of the data subject**
- **e-mail address of the data subject**
- **telephone number of the data subject**
- **a photo of the identity document**
- **photographs of the data subject**
- **the number and type of the data subject's identity document**
- **an indication of whether the data subject is a politically exposed person under the AML Act**
- **data concerning the data subject's employment/business**
- **data on the income and sources of income of the data subject**
- **details of pending or past legal proceedings against the data subject**
- **data on the expected revenues of the data subject**
- **information about the purpose of establishing the contractual relationship of the data subject with the Company**
- **data on the investment experience of the data subject**

The company does not process sensitive personal data of the data subject.

II. Personal data subjects

The Company processes personal data of the following categories of personal data subjects:

- **customers/clients/contractual partners of the Company**
- **Consumers**
- **suppliers of services and goods, persons who bill the Company and persons who are billed by the Company and their agents**
- **employees of the Company**
- **statutory representatives, employees or agents of persons with whom the Company has established a contractual relationship**

III. Sources of personal data

The company obtains personal data mainly directly from data subjects in the context of contract negotiations, or from third parties and contractual partners. The Company informs data subjects when the provision of personal data is necessary for the provision of a specific service and when it is voluntary, but the provision of such personal data will facilitate the mutual communication between the data subject and the Company and will also significantly improve the efficiency of the provision of services.

IV. Security of personal data

The Company ensures the security of personal data depending on the assessment of specific risks. The Company has taken measures to prevent unauthorised or accidental access to, alteration, destruction or loss of personal data, unauthorised transfer, processing or other misuse. Access to personal data shall only be granted to authorised persons who are authorised to handle personal data. The Company's employees are instructed in the handling of personal data and are subject to a system of internal control as well as the obligation of confidentiality. Personal data is protected to the maximum extent possible using modern technologies that are appropriate to the level of technical development and the level of risk of misuse. The Company maintains technical and organizational measures to prevent the misuse, damage or destruction of personal data from the time of acquisition to its disposal. The Company has set up internal procedures and deadlines for checking the timeliness and accuracy of the personal data processed, as well as for the disposal of personal data that is no longer up-to-date, incorrect or unnecessary.

V. Processors and recipients of personal data

It is the Company's priority not to provide personal data to any third party for any other purpose that is not related to the provision of the Company's services. However, personal data may be transferred to persons other than the Company and its employees for the purposes described above:

- to entities exercising their authority - personal data is provided for the purpose of the Company's compliance with its legal obligations

- law enforcement and law enforcement or other authorities applying the law within their jurisdiction
- to other controllers - personal data is provided for the purpose of fulfilling contractual obligations (insurance companies, banks, etc.).
- entities providing accounting, tax and legal services to the Company, in order to exercise the legitimate interests of the data controller

VI. Cookies

If you visit the Company's website, the Company may collect data about your visits to the site and track your use of the Services. This data includes the IP address of the data subject and data about the data subject's behaviour on the websites <https://probinex.io>, <https://probinex.com> and <https://probinex.cz>, i.e. how long the data subject has been on the website, which page he/she came from and when he/she left. This data is processed collectively through so-called Google Analytics, which is provided by Google:

Google LLC ("Google")

1600 Amphitheatre Parkway
Mountain View
CA 94043 - United States

These data cannot be attributed to a specific data subject and are anonymous. The Company obtains such information automatically by means of so-called cookies. The purpose is to provide the data subject with the best possible service and content. The Company will process and record the personal data of the data subjects for a maximum period of twelve (12) months. Cookies can be disabled by the subject on his/her computer.

We differentiate cookies according to their purpose, among other things:

- Tracking and remarketing - to help the Company optimize its offerings for customers and reach them with banner ads or other forms of advertising on other websites.
- Key cookies - without them the site will not function properly. The data subject may encounter problems in forms, orders or not be able to stay logged in.
- Analytical - allows you to track site traffic and usage of various features. This information allows the Company to improve the clarity, structure and content of the website. This is done through anonymised Google Analytics
- Conversion - used to evaluate advertising campaigns and track how users come to the Company's site.

We use cookies on the basis of the data subjects' consent, which they have expressed by setting their internet browser accordingly. The cookie settings can be further adjusted according to the data subject's needs here: <http://www.allaboutcookies.org/manage-cookies/>.

The data subject may delete any cookies that are already installed on their computer. Most browsers also offer the option not to store cookies on the data subject's computer. However, if the data subject makes use of this option, he or she may have to manually adjust certain preferences repeatedly each time he or she visits the website and restrictions on certain services and functions of the website cannot be ruled out.

VII.

Rights of data subjects

Data subjects have the right to

- be informed about and have access to their personal data processed (right to be informed and right of access under Article 15 GDPR)
- obtain rectification of inaccurate personal data (right to rectification under Article 16 GDPR)
- obtain the erasure of your personal data (right to erasure under Article 17 GDPR)
- restrict processing (right to restriction of processing under Article 18 GDPR)
- obtain your personal data that you provide to us (right to data portability under Article 20 GDPR)
- object, on grounds relating to his or her particular situation, to the processing of personal data based on legitimate interests or the performance of a task carried out in the public interest (right to object under Article 21)

The above rights can be exercised provided that the legal conditions are met. In the event that personal data has been processed on the basis of consent, we inform you that the data subject has the right to withdraw this consent at any time, without affecting the lawfulness of the processing of personal data prior to the withdrawal of consent. However, depending on the moment of withdrawal of consent to the processing of personal data by the Company, in view of the nature of the categories of personal data of the data subject obtained on the basis of the data subject's consent, they may result in the non-execution of the contractual binding relationship between the Company and the data subject, since the data obtained on the basis of the withdrawn consent of the data subject in the absence of any other lawful ground for processing under Article 6 of the GDPR may be necessary for the provision of services by the Company to the data subject. In other cases, the withholding of consent to the processing of personal data is not a ground for withholding the services provided to the data subject by the Company if the personal data is not necessary for the provision of services by the Company.

VIII.

Exercise of data subjects' rights

If the data subject wishes to exercise his or her right or to withdraw the consent explicitly granted, he or she shall send a request (inquiry) to the Company stating the subject of his or her request (inquiry), in particular, e.g. which right he or she wishes to exercise so that the Company can take the necessary steps to respect this right. The Company may receive the request (enquiry) in the following ways

- by data mailbox
- in writing to the address of the Company's registered office
- by e-mail to: support@probinex.com

In the event that the Company has to disclose any information relating to the processing of personal data of a particular person, the Company is entitled to request confirmation of the identity of the data subject making the request (enquiry) in order to satisfy the Company as to the legitimacy of the request. The data subject has the right to lodge a complaint with the Office for Personal Data Protection if he/she believes that his/her rights have been violated (<https://www.uouu.cz/>): ÚŘAD PRO OCHRANU OSOBNÍCH ÚDAJŮ, located at Pplk. Sochora 27, 170 00 Prague 7, Czech Republic.

Prague, 28. 06. 2021

BINEX s.r.o.

for. Adam Neuberger

Managing Director of the Company