

Information Clause for Unit Purchase

Pursuant to Article 13(1) and Article 13(2) of 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 EU L 2016 no. 119, p. 1) (hereinafter “GDPR”), please be advised that:

1. Data Controller

The Controller of your personal data is Dom Development Kraków Sp. z o.o. with its registered office in Cracow, ul. Wadowicka 3A, 30-347 Kraków. You may contact the Controller in respect of any matters relating to personal data protection by email at rodo.krakow@domd.pl or by post at the above-mentioned address of the Controller’s registered office, with the note “GDPR”.

2. Purpose and Legal Basis of Data Processing

Your personal data may be processed for the following purposes:

- 1) taking actions to conclude a contract concerning products or services purchased from the Controller, in each case on the basis of your request to prepare such a contract (Article 6(1)(b) of the GDPR), or
- 2) the performance of a contract concerning products or services purchased from the Controller, in each case where such a contract has been concluded, on the basis of the performance of the contract (Article 6(1)(b) of the GDPR), or
- 3) discharging the Controller’s legal obligations, in particular those under the Act on the Protection of the Rights of an Apartment or House Buyer of 16 September 2011 or the Apartment Ownership Act of 24 June 1994 (Article 6(1)(c) of the GDPR), or
- 4) customer satisfaction survey, and the identification of service and product quality, which constitutes a legitimate interest of the Controller (Article 6(1)(f) of the GDPR), or
- 5) the establishment, exercise or defence of claims (if any), which constitutes a legitimate interest of the Controller (Article 6(1)(f) of the GDPR), or
- 6) direct marketing of products and services, which constitutes a legitimate interest of the Controller (Article 6(1)(f) of the GDPR).

3. Categories of Personal Data Processed

Your personal data processed by the Controller include: name, surname, email address, phone number, postal address, personal identification number (PESEL) and father's name.

4. Data Source and Voluntary Data Provision

Your data is collected directly from you. The processing of personal data is voluntary, however, it is a condition for the drafting and subsequent conclusion of a reservation declaration (agreement), a promise of sale agreement, or any agreement that might arise from the reservation declaration (agreement) or a promise of sale agreement, i.e. in particular a property development agreement, an agreement to create separate ownership of a unit and on sale of the unit, as well as other agreements (if any) concerning products or services purchased from the Controller. Failure to provide such data will render it impossible for the said agreements to be prepared and executed.

5. Retention Period

Your personal data will be processed for the period necessary for the processing purposes as follows:

- 1) with regard to actions aimed at conclusion of the contract - for the period necessary to take these actions,
- 2) with regard to contract performance - for the period necessary for the contract to be performed,
- 3) with regard to the Controller's legal obligations - for the period required for the Controller to discharge these obligations,
- 4) with regard to customer satisfaction survey and the identification of service and product quality - for a period not exceeding the limitation period for claims,
- 5) with regard to the establishment, exercise or defence of claims - for the limitation periods for claims as set out by law,
- 6) with regard to direct marketing - until you object to the processing.

6. Data Recipients

Your personal data may be shared with entities that the Controller engages to perform tasks requiring data processing, such as email management, hosting, IT, marketing, administrative, legal, or advisory services. Your personal data may also be shared with entities or authorities authorised to receive it - but only in justified cases and in accordance with applicable law. Your personal data may be shared with other entities necessary to be involved in the conclusion and delivery of the contract, such as banks, notaries, homeowner communities, housing cooperatives represented by the authorities appointed by them, or other entities providing services to the Controller, including telecommunications, courier, insurance, customer satisfaction surveys, property management, billing and accounting services, as well as other parties involved in the development projects and fit-out of individual units, and repair services under contractual or statutory warranty.

7. Your Rights

With regard to the processing of personal data, you have the right to: access, rectify or erase your personal data, restrict its processing, and transfer your data. If your personal data is processed on the basis of legitimate interests, you have the right to object to the processing for reasons associated with your particular situation. You also have the right to object to the processing of your personal data for direct marketing purposes. To the extent to which you have given consent to the processing of your personal data, you have the right to withdraw that consent at any time, without impacting on the legality of the processing of your personal data that has been done on the basis of your consent prior to its withdrawal. You have the right to file a complaint with the supervisory authority competent for personal data protection (President of the Personal Data Protection Office).

8. Transfer of Data Outside the European Economic Area

As the Controller sources IT tools and services externally, some of your personal data may be transferred to countries outside the European Economic Area, but only on an appropriate legal basis.