

## General information

In relation to **the planned joint sales activities by Gazeta.pl sp. z o. o. ("Gazeta.pl") and Wyborcza sp. z o. o. ("Wyborcza")**, which will consist in particular in the joint preparation and presentation of offers concerning the products or services of the companies, as well as the maintenance of a shared database, including, inter alia clients operating sole proprietorships, as well as civil partnerships and persons indicated for contact, your personal data will be jointly processed by Gazeta.pl and Wyborcza. **Below you will find the privacy notice<sup>1</sup> informing you in detail about the joint processing of data by these companies.**

At the same time, to the extent that an agreement is concluded with you or with an entity on behalf of or for which you act, the **company that enters into this agreement (Gazeta.pl or Wyborcza) will be the sole controller** of your personal data for the purpose of concluding and performing the agreement and related purposes, in particular performance of legal obligations. **Below you will find privacy notices of Gazeta.pl, and then Wyborcza**, informing in detail about the processing of data by each of these companies as a separate controller, depending on which of these companies concludes the above-mentioned agreement. These privacy notices are also adequate in a situation where you do not want to use joint offers – then the sole controller of your personal data will remain the company (Gazeta.pl or Wyborcza) with which you have had a business relationship so far.

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*You are obliged to ensure that this document is immediately provided to all persons whose personal data you have shared with Gazeta.pl or Wyborcza.*

## [1] Joint controllers Gazeta.pl and Wyborcza – privacy notices carried out on the basis of Articles 13 and 14 of the GDPR

### I. Joint controllers, contact details, data protection officer and point of contact

The joint controllers ("**Joint Controllers**") of personal data are:

- Gazeta.pl sp. z o. o., with its registered office in Warsaw, 8/10 Czerska Street, 00-732 Warsaw ("**Gazeta.pl**"), which can be contacted at: [biuroreklamy@grupagazeta.pl](mailto:biuroreklamy@grupagazeta.pl) or in writing, at the above address. Gazeta.pl has appointed Data Protection Officer, who can be contacted at: [iod@grupagazeta.pl](mailto:iod@grupagazeta.pl) or in writing, at the address as above;
- Wyborcza sp. z o. o., with its registered office in Warsaw, 8/10 Czerska Street, 00-732 Warsaw, which can be contacted at the following address: [reklama@wyborcza.pl](mailto:reklama@wyborcza.pl) or in writing, at the above address. Wyborcza has appointed Data Protection Officer who can be contacted at: [iod@wyborcza.pl](mailto:iod@wyborcza.pl), or in writing, at the address as above.

The joint controllers have designated a contact point for data subjects, which is Wyborcza. Contact with Joint Controllers is possible through this contact point, at the address: [reklama@wyborcza.pl](mailto:reklama@wyborcza.pl) and DPO: [iod@wyborcza.pl](mailto:iod@wyborcza.pl) as well as in writing, at the address as above.

### II. Purposes and bases of processing

- The personal data **of a party** to a contract operating a sole proprietorship or operating in the form of a civil partnership will be processed for the following purposes:
  - preparing and presenting offers to you, including documenting necessary activities and maintaining shared database of customers and contact persons – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR) consisting in enabling the establishment or maintenance of further business relationship;
  - possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); the legitimate interest consists in the enforcement and protection of their rights by the Joint Controllers;
  - conducting analytical and statistical activities in order to prepare offers tailored to your needs, in order to respond to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Joint Controllers, including improvement of the products or services offered - the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest consists in improving targeted offers as well as improving the products or services offered;
  - direct marketing of products or services (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); the legitimate interest lies in enabling the Joint

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<sup>1</sup> 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, "**GDPR**").

Controllers to conduct direct marketing of products or services;

- e) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest consists in ensuring the continuity of communication, enabling contact with the Joint Controllers.

Personal data **of contact persons acting on behalf of or for the benefit of a party to the contract (including employees, co-workers, representatives, contact persons)** will be processed for the purpose of:

- a) preparing and presenting offers, including documenting necessary activities and maintaining a shared database of customers and contact persons – the legal basis for processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest is to enable the establishment or maintenance of a further business relationship;
- b) possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest is to enable the Joint Controllers to pursue or defend themselves against claims;
- c) direct marketing of products or services (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); the legitimate interest is to enable the Joint Controllers to conduct direct marketing of products or services;
- d) conducting analytical and statistical activities of offers for the entity on behalf of or for which you act, responding to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Joint Controllers, including improving the products or services offered - the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest is to improve targeted offers as well as to improve the products or services offered;
- e) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Joint Controllers (Article 6(1)(f) of the GDPR); legitimate interest is to ensure the continuity of communication, to enable contact with the Joint Controllers.

### III. Source and scope of data

1. Personal data were obtained:

- a) directly from you, as a party to the contract or as a contact person or
- b) from another person who contacts the Joint Controllers directly on your behalf (e.g. from the entity in which you are employed or a person who is responsible for concluding and performing contracts in the entity operated by you) or
- c) in the case of previous cooperation with Gazeta.pl – from Gazeta.pl, and in the case of previous cooperation with Wyborcza – from Wyborcza, or
- d) from publicly available sources, i.e. in particular from the website or advertisement of the entity you keep or represent, public registers such as Central Registration and Information on Business, National Court Register.

2. The Joint Controllers process only your personal data that are necessary to achieve the above purposes. The scope of the processed data includes, in particular, the following categories:

- a) identification data (including name, surname, position);
- b) contact data (including phone number, email address, company, Tax Identification Number (NIP), National Business Registry Number (REGON), address);
- c) data on the scope of cooperation, including business conditions and results of cooperation, billing or payment data, activity history, satisfaction survey results, account manager;
- d) communication data (including date, time, IP);
- e) other data concerning the party to the contract or the contact person obtained in connection with the establishment of business implementation, conclusion or performance of the contract.

### IV. Data recipients

Personal data may be provided to entities providing services to the Joint Controllers, such as sales, IT, archiving or document destruction, accounting, tax, debt collection, legal, consulting, auditing, postal and courier services, as well as correspondence handling, statutory auditors, banks and insurers, as well as entities authorised under the law.

### V. Retention period

Personal data will be processed for the duration of the business relationship. The retention period may be extended each time by the limitation period for claims, if the processing of personal data is necessary for the possible pursuit of claims or defence against such claims by Joint Controllers. Data processed on the basis of the legitimate interest of the Joint Controllers will be processed until the Joint Controllers achieve individual purposes, unless you have previously objected to the processing. If a business relationship is not established, your personal data will be deleted within 18 months of the attempt to establish a business relationship.

### VI. Rights

- 1. You have the right to access the content of the data, including their copies, to request their rectification, erasure, restriction of processing and the right to data portability.
- 2. You have the right to object to the processing of your personal data based on the legitimate interest:

- a) for direct marketing purposes;
  - b) for purposes other than direct marketing, for reasons related to your particular situation.
3. You have the right to request access to the essence of the arrangement of the Joint Controllers.
  4. You also have the right to lodge a complaint with a supervisory authority dealing with personal data protection if you believe that the processing of your personal data violates the provisions of the GDPR. In Poland, it is the President of Personal Data Protection Office (PUODO).
  5. In order to exercise the rights, please contact the contact point designated by the Joint Controllers via the contact details indicated in point I. above.

## VII. Data requirement

In the case of data provided directly by you, providing the data is voluntary, but failure to provide them may make it difficult or impossible to pursue the legitimate interests of the Joint Controllers.

## VIII. Transfer of data to third countries

Joint Controllers may transfer your data outside the European Economic Area (EEA) - data may be transferred to India, in relation to IT support provided by a supplier from India. The security measures used in this case are standard contractual clauses concluded with the supplier (processor). At your request, the Joint Controllers will provide you with a copy of these safeguards at the headquarters of the Contact Point referred to in point I. In other cases, personal data will not be transferred. Such a transfer will only take place if an adequate level of data protection is ensured, which is established in particular by: cooperation with data processors in countries for which a relevant decision of the European Commission has been issued, the use of standard contractual clauses issued by the European Commission, the application of binding corporate rules approved by the competent supervisory authority and, where necessary, ensuring other safeguards necessary to ensure an adequate level of data protection.

## IX. Profiling and automated decisions

Your data will not be used for automated decision-making, including profiling, within the meaning of Article 22 of the GDPR, i.e. to make a decision that produces legal effects or similarly significantly affects you.

# [2] Gazeta.pl sp. z o. o. - privacy notice carried out pursuant to Articles 13 and 14 of the GDPR

## I. Controller, Data Protection Officer and contact details

The controller of personal data is Gazeta.pl sp. z o. o. with its registered office in Warsaw at 8/10 Czerska Street, 00-732 (**the "Controller"**). The Controller may be contacted at: [biuroreklamy@grupagazeta.pl](mailto:biuroreklamy@grupagazeta.pl) or in writing, at the above address of the Controller. The Controller has appointed a Data Protection Officer who can be contacted at [iod@wyborcza.pl](mailto:iod@wyborcza.pl) or in writing at the address as above.

## II. Purposes and bases of processing

1. The personal data **of a party** to a contract operating a sole proprietorship or operating in the form of a civil partnership will be processed for the following purposes:
  - a) concluding and performing a contract to which you are a party, including documenting the necessary actions – the legal basis for processing your data is the necessity of processing your data for the performance of the contract or taking actions prior to its conclusion (Article 6(1)(b) of the GDPR);
  - b) fulfilling legal obligations imposed on the Controller on the basis of generally applicable provisions of law, in particular in the field of accounting, tax law, GDPR – the legal basis for processing is Article 6(1)(c) of the GDPR in relation to such provisions;
  - c) possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in the Controller's pursuing and defending its rights;
  - d) direct marketing of products or services (if possible in the light of applicable law) – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in enabling the Controller to conduct direct marketing of products or services;
  - e) to achieve the internal administrative purposes of the Controller and the Agora Capital Group ("**Agora Group**"),<sup>2</sup> to which the Controller belongs, as well as to ensure compliance with the procedures in force at the Controller's organisation and in the Agora Group, as well as for security purposes - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in ensuring compliance with the procedures in force at the Controller's organisation and in the Agora Group and ensuring security;
  - f) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR) or another basis contained in this document related to the purpose of the communication (e.g. Article 6(1)(b) of the GDPR in the scope of communication concerning the performance of the contract); the legitimate interest consists in ensuring the continuity of communication, enabling contact with the Controller;

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<sup>2</sup> The list of entities from the Agora Group is available at the following address: <https://www.agora.pl/about-agora#slide-grupa-kapitalowa-1>.

- g) internal reporting, as well as analytics and reporting of personal data (indicated in point III.2.a)-c) below) to Agora S.A. for the purposes of efficient and rational management of the Agora Group by Agora S.A. and the possibility of contacting you (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of Agora S.A. (Article 6(1)(f) of the GDPR); legitimate interest consists in the efficient and rational management of the Agora Group by Agora S.A. within the framework of internal administrative purposes, including the analysis of interest in the products and services of the Agora Group in order to adapt the offers to the changing market environment and the expectations of contractors, as well as the possibility of contacting you. For more information on the processing of personal data by Agora S.A., please refer to the privacy notice of Agora S.A. ([specyfikacje.wyborcza.pl/ZASADY/Agora\\_S.A.\\_privacy\\_notice.pdf](https://specyfikacje.wyborcza.pl/ZASADY/Agora_S.A._privacy_notice.pdf)). This point does not apply if you have successfully objected to data sharing.

If you do not wish to use the joint offers of Gazeta.pl and Wyborcza, the sole Controller of your personal data will remain Gazeta.pl, which, in addition to the above purposes pursued independently, will also process your personal data for the purpose of:

- h) preparing and presenting offers to you, including documenting the necessary actions – the legal basis for processing is taking actions at your request prior to entering into a contract (Article 6(1)(b) GDPR), and for actions initiated by the Controller — the Controller’s legitimate interest (Article 6(1)(f) GDPR); legitimate interest consists in enabling the establishment or continuation of a business relationship, as well as the efficient conclusion and performance of the contract;
- i) conducting analytical and statistical activities in order to prepare offers tailored to your needs, in order to respond to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Controller, including the improvement of the products or services offered - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in improving targeted offers as well as improving the products or services offered.

**Personal data of contact persons acting on behalf of or for the benefit of a party to the contract (including employees, co-workers, representatives, representatives, contact persons)** will be processed for the purpose of:

- a) fulfilling legal obligations imposed on the Controller on the basis of generally applicable provisions of law, in particular in the field of accounting, tax law, GDPR – the legal basis for processing is Article 6(1)(c) of the GDPR in relation to such provisions;
- b) possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in enabling the Controller to pursue or defend against claims;
- c) direct marketing of products or services (if possible in the light of applicable law) – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in enabling the Controller to conduct direct marketing of products or services;
- d) to achieve the internal administrative purposes of the Controller and the Agora Group, to which the Controller belongs, and in order to ensure compliance with the procedures in force at the Controller’s organisation and in the Agora Group, as well as for security purposes - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in ensuring compliance with the procedures in force at the Controller’s organisation and in the Agora Group and ensuring security;
- e) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR) or other basis contained in this document related to the purpose of the communication (e.g. Article 6(1)(c) of the GDPR in the scope of compliance with legal obligations); the legitimate interest consists in ensuring the continuity of communication, enabling contact with the Controller;
- f) internal reporting, as well as analytics and reporting of personal data (indicated in point III.2.a)-c) below) to Agora S.A. for the purposes of efficient and rational management of the Agora Group by Agora S.A. and the possibility of contacting you (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of Agora S.A. (Article 6(1)(f) of the GDPR); legitimate interest consists in the efficient and rational management of the Agora Group by Agora S.A. within the framework of internal administrative purposes, including the analysis of interest in the products and services of the Agora Group in order to adapt the offers to the changing market environment and the expectations of contractors, as well as the possibility of contacting you. For more information on the processing of personal data by Agora S.A., please refer to the privacy notice of Agora S.A. ([specyfikacje.wyborcza.pl/ZASADY/Agora\\_S.A.\\_privacy\\_notice.pdf](https://specyfikacje.wyborcza.pl/ZASADY/Agora_S.A._privacy_notice.pdf)). This point does not apply if you have successfully objected to sharing of data.

If you do not want to use the joint offers of Gazeta.pl and Wyborcza, the sole Controller of your personal data will remain Gazeta.pl, which, in addition to the above purposes pursued independently, will also process your personal data for the purpose of:

- g) preparing and presenting offers or concluding or performing an agreement with an entity on behalf of or for which you act, including documenting the necessary activities – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in enabling the establishment or continuation of a business relationship, as well as the efficient conclusion and performance of the contract;
- h) conducting analytical and statistical activities in order to prepare offers for the entity on behalf of or for which you act, in

order to respond to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Controller, including the improvement of the products or services offered - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); The legitimate interest lies in improving the targeted offers as well as improving the products or services offered.

### **III. Source and scope of data**

1. Personal data were obtained:
  - a) directly from you, as a party to the contract or as a contact person or
  - b) from another person directly contacting the Controller on your behalf (e.g. from the entity in which you are employed or a person who is responsible for concluding and performing contracts in the entity operated by you) or
  - c) in the case of previous cooperation with Wyborcza – from Wyborcza (this point does not apply in the case of an effective objection to the sharing of data), or
  - d) from publicly available sources, i.e. in particular from the website or advertisement of the entity you keep, represent or work for, public registers such as Central Registration and Information on Business (CEIDG), National Court Register (KRS).
2. The Controller processes only your personal data that are necessary to achieve the above purposes. The scope of the processed data includes, in particular, the following categories:
  - a) identification data (including name, surname, position);
  - b) contact data (including phone number, email address, company, Tax Identification Number (NIP), National Business Registry Number (REGON), address);
  - c) data on the scope of cooperation (including business conditions and results of cooperation, billing or payment data, activity history, satisfaction survey results, account manager);
  - d) communication data (including date, time, IP);
  - e) other data concerning the party to the contract or the contact person obtained in connection with the establishment or maintenance of a business relationship or the conclusion or performance of a contract.

### **IV. Data recipients**

Personal data may be provided to entities providing services to the Controller, such as sales, IT, archiving or document destruction services, accounting, tax, debt collection, legal, consulting, auditing, postal and courier services, as well as correspondence handling, statutory auditors, banks and insurers, as well as entities authorized under the law. Personal data (indicated in point III.2 above) will be shared with Agora S.A. (to the extent that it did not have such data, provided that no effective objection to the sharing of data has been filed).

### **V. Retention period**

Personal data will be processed for the period of maintaining business relationships, as well as for the period necessary for the performance of the agreement (if it is concluded). The retention period may be extended each time by the limitation period for claims, if the processing of personal data is necessary for the possible pursuit of claims or defence against such claims by the Controller. After this period, personal data will be processed to the extent and for the period resulting from the provisions of law, in particular accounting regulations. Data processed on the basis of the legitimate interest of the Controller or a third party will be processed until the Controller or a third party achieves individual purposes, unless you have previously objected to the processing. If a business relationship is not established, your personal data will be deleted within 18 months of the attempt to establish a business relationship.

### **VI. Rights**

1. You have the right to access the content of the data, including their copies, to request their rectification, erasure, restriction of processing and the right to data portability.
2. You have the right to object to the processing of your personal data based on the legitimate interest of:
  - a) for direct marketing purposes;
  - b) for purposes other than direct marketing, for reasons related to your particular situation.
3. You also have the right to lodge a complaint with a supervisory authority dealing with personal data protection if you believe that the processing of your personal data violates the provisions of the GDPR. In Poland, it is the President of Personal Data Protection Office (PUODO).
4. In order to exercise the rights, the Controller should be contacted via the contact details indicated in point I. above.

### **VII. Data requirement**

In the case of providing data directly by you, providing data is required by the Controller in order to conclude the agreement (in the event that you are to be a party to it), and failure to provide them will result in the impossibility of concluding and performing it. With regard to the data necessary to fulfil the legal obligations imposed on the Controller, the provision of personal data results from the provisions of law, and failure to provide them will result in the inability of the Controller to perform its obligations. To the extent that the processing does not result from the provisions of law or the contract, the provision of data is voluntary, but the lack of such provision may hinder or prevent the performance of the agreement or the legitimate interests of the Controller or a third party.

### **VIII. Transfer of data to third countries**

The Controller may transfer your data outside the European Economic Area (EEA) - the data may be transferred to India, in relation

to the IT support provided by the supplier from India. The security measures used in this case are standard contractual clauses concluded with the supplier (processor). At your request, the Controller will make a copy of these security measures available to you at the Controller's registered office referred to in point I. In other cases, personal data is not transferred. Such a transfer will only take place if an adequate level of data protection is ensured, which is established in particular by: cooperation with data processors in countries for which a relevant decision of the European Commission has been issued, the use of standard contractual clauses issued by the European Commission, the application of binding corporate rules approved by the competent supervisory authority and, where necessary, ensuring other safeguards necessary to ensure an adequate level of data protection.

#### **IX. Profiling and automated decisions**

Your data will not be used for automated decision-making, including profiling, within the meaning of Article 22 of the GDPR, i.e. to make a decision that produces legal effects or similarly significantly affects you.

### **[3] Wyborcza sp. z o. o. – privacy notice carried out pursuant to Articles 13 and 14 of the GDPR**

#### **I. Controller, Data Protection Officer and contact details**

The Controller of personal data is Wyborcza sp. z o. o. with its registered office in Warsaw at 8/10 Czerska Street, 00-732 (**the "Controller"**). The Controller can be contacted at: [reklama@wyborcza.pl](mailto:reklama@wyborcza.pl) or in writing, at the above address of the Controller. The Controller has appointed a Data Protection Officer who can be contacted at [iod@wyborcza.pl](mailto:iod@wyborcza.pl) or in writing at the address as above.

#### **II. Purposes and bases of processing**

1. The personal data **of a party** to a contract operating a sole proprietorship or operating in the form of a civil partnership will be processed for the following purposes:

- a) concluding and performing a contract to which you are a party, including documenting the necessary actions – the legal basis for processing your data is the necessity of processing your data for the performance of the contract or taking actions prior to its conclusion (Article 6(1)(b) of the GDPR);
- b) fulfilling legal obligations imposed on the Controller on the basis of generally applicable provisions of law, in particular in the field of accounting, tax law, GDPR – the legal basis for processing is Article 6(1)(c) of the GDPR in relation to such provisions;
- c) possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in the Controller pursuing and defending its rights;
- d) direct marketing of products or services (if possible in the light of applicable law) – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in enabling the Controller to conduct direct marketing of products or services;
- e) to achieve the internal administrative objectives of the Controller and the Agora Capital Group ("Agora **Group**"),<sup>3</sup> to which the Controller belongs, as well as to ensure compliance with the procedures in force at Controller's organisation and in the Agora Group, as well as for security purposes - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in ensuring compliance with the procedures in force at the Controller's organisation and in the Agora Group and ensuring security;
- f) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR) or another basis contained in this document related to the purpose of the communication (e.g. Article 6(1)(b) of the GDPR in the scope of communication concerning the performance of the contract); the legitimate interest consists in ensuring the continuity of communication, enabling contact with the Controller;
- g) internal reporting, as well as analytics and reporting of personal data (indicated in point III.2.a)-c) below) to Agora S.A. for the purposes of efficient and rational management of the Agora Group by Agora S.A. and the possibility of contacting you (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of Agora S.A. (Article 6(1)(f) of the GDPR); legitimate interest consists in the efficient and rational management of the Agora Group by Agora S.A. within the framework of internal administrative purposes, including the analysis of interest in the products and services of the Agora Group in order to adapt the offers to the changing market environment and the expectations of contractors, as well as the possibility of contacting you. For more information on the processing of personal data by Agora S.A., please refer to the privacy notice of Agora S.A. ([specyfikacje.wyborcza.pl/ZASADY/Agora\\_S.A\\_privacy\\_notice.pdf](https://specyfikacje.wyborcza.pl/ZASADY/Agora_S.A_privacy_notice.pdf)). This point does not apply if you have successfully objected to the sharing of data.

If you do not wish to use the joint offers of Gazeta.pl and Wyborcza, the sole Controller of your personal data will remain Wyborcza, which, in addition to the above purposes pursued independently, will also process your personal data for the purpose of:

- h) preparing and presenting offers to you, including documenting the necessary actions – the legal basis for processing is taking actions at your request prior to entering into a contract (Article 6(1)(b) GDPR), and for actions initiated by the Controller — the Controller's legitimate interest (Article 6(1)(f) GDPR); legitimate interest consists in enabling the

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<sup>3</sup> The list of entities from the Agora Group is available at the following address: <https://www.agora.pl/about-agora#slide-grupa-kapitalowa-1>.

establishment or continuation of a business relationship, as well as the efficient conclusion and performance of the contract;

- i) conducting analytical and statistical activities in order to prepare offers tailored to your needs, in order to respond to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Controller, including the improvement of the products or services offered - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in improving targeted offers as well as improving the products or services offered.

**Personal data of contact persons acting on behalf of or for the benefit of a party to the contract (including employees, co-workers, representatives, representatives, contact persons)** will be processed for the purpose of:

- a) fulfilling legal obligations imposed on the Controller on the basis of generally applicable provisions of law, in particular in the field of accounting, tax law, GDPR – the legal basis for processing is Article 6(1)(c) of the GDPR in connection with such provisions;
- b) possible establishment, pursuit of claims or defence against claims – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in enabling the Controller to pursue or defend against claims;
- c) direct marketing of products or services (if possible in the light of applicable law) – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest consists in enabling the Controller to conduct direct marketing of products or services;
- d) to pursue the internal administrative objectives of the Controller and the Agora Group, to which the Controller belongs, and in order to ensure compliance with the procedures in force at the Controller and in the Agora Group, as well as for security purposes - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); the legitimate interest lies in ensuring compliance with the procedures in force at the Controller and in the Agora Group and ensuring security;
- e) to conduct communication for the purposes specified in this document, as well as for other purposes resulting from the subject of the communication – the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR) or other basis contained in this document related to the purpose of the communication (e.g. Article 6(1)(c) of the GDPR in the scope of compliance with legal obligations); the legitimate interest lies in ensuring the continuity of communication, enabling contact with the Controller;
- f) internal reporting, as well as analytics and reporting of personal data (indicated in point III.2.a)-c) below) to Agora S.A. for the purposes of efficient and rational management of the Agora Group by Agora S.A. and the possibility of contacting you (if possible in the light of applicable law) – the legal basis for the processing is the legitimate interest of Agora S.A. (Article 6(1)(f) of the GDPR); legitimate interest consists in the efficient and rational management of the Agora Group by Agora S.A. within the framework of internal administrative purposes, including the analysis of interest in the products and services of the Agora Group in order to adapt the offers to the changing market environment and the expectations of contractors, as well as the possibility of contacting you. For more information on the processing of personal data by Agora S.A., please refer to the privacy notice of Agora S.A. ([specyfikacje.wyborcza.pl/ZASADY/Agora\\_S.A\\_privacy\\_notice.pdf](https://specyfikacje.wyborcza.pl/ZASADY/Agora_S.A_privacy_notice.pdf)). This point does not apply if you have successfully objected to the sharing of data.

If you do not wish to use the joint offers of Gazeta.pl and Wyborcza, the sole Controller of your personal data will remain Wyborcza, which, in addition to the above purposes pursued independently, will also process your personal data for the purpose of:

- g) preparing and presenting offers or concluding or performing an agreement with an entity on behalf of or for which you act, including documenting the necessary activities – the legal basis for processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in enabling the establishment or continuation of a business relationship, as well as the efficient conclusion and performance of the contract;
- h) conducting analytical and statistical activities in order to prepare offers for the entity on behalf of or for which you act, in order to respond to the changing market environment and customer expectations, in order to improve the effectiveness of the activities carried out by the Controller, including the improvement of the products or services offered - the legal basis for the processing is the legitimate interest of the Controller (Article 6(1)(f) of the GDPR); legitimate interest consists in improving the targeted offers as well as improving the products or services offered.

### III. Source and scope of data

#### 1. Personal data were obtained:

- a) directly from you, as a party to the contract or as a contact person or
- b) from another person directly contacting the Controller on your behalf (e.g. from the entity in which you are employed or a person who is responsible for concluding and performing contracts in the entity run by you) or
- c) in the case of previous cooperation with Gazeta.pl – from Gazeta.pl (point does not apply in case of effective objection to data sharing) or
- d) from publicly available sources, i.e. in particular from the website or advertisement of the entity you keep, represent or work for, public registers such as Central Registration and Information on Business, National Court Register.

#### 2. The Controller processes only your personal data that are necessary to achieve the above purposes. The scope of the processed data includes, in particular, the following categories:

- a) identification data (including name, surname, position);
- b) contact data (including phone number, email address, company, Tax Identification Number (NIP), National Business Registry Number (REGON), address);
- c) data on the scope of cooperation (including business conditions and results of cooperation, billing or payment data, activity history, satisfaction survey results, account manager);
- d) communication data (including date, time, IP);
- e) other data concerning the party to the contract or the contact person obtained in connection with the establishment or maintenance of a business relationship or the conclusion or performance of a contract.

#### **IV. Data recipients**

Personal data may be provided to entities providing services to the Controller, such as sales, IT, archiving or document destruction services, accounting, tax, debt collection, legal, consulting, auditing, postal and courier services, as well as correspondence handling, statutory auditors, banks and insurers, as well as entities authorized under the law. Personal data (indicated in point III.2 above) will be shared with Agora S.A. (to the extent that it did not have such data, provided that no effective objection to the sharing of data has been filed).

#### **V. Retention period**

Personal data will be processed for the period of maintaining business relationships, as well as for the period necessary for the performance of the agreement (if it is concluded). The retention period may be extended each time by the limitation period for claims, if the processing of personal data is necessary for the possible pursuit of claims or defence against such claims by the Controller. After this period, personal data will be processed to the extent and for the period resulting from the provisions of law, in particular accounting regulations. Data processed on the basis of the legitimate interest of the Controller or a third party will be processed until the Controller or a third party achieves individual purposes, unless you have previously objected to the processing. If a business relationship is not established, your personal data will be deleted within 18 months of the attempt to establish a business relationship.

#### **VI. Rights**

1. You have the right to access the content of the data, including their copies, to request their rectification, erasure, restriction of processing and the right to data portability.
2. You have the right to object to the processing of your personal data based on the legitimate interest of:
  - a) for direct marketing purposes;
  - b) for purposes other than direct marketing, for reasons related to your particular situation.
3. You also have the right to lodge a complaint with a supervisory authority dealing with personal data protection if you believe that the processing of your personal data violates the provisions of the GDPR. In Poland, it is the President of Personal Data Protection Office (PUODO).
4. In order to exercise the rights, the Controller should be contacted via the contact details indicated in point I. above.

#### **VII. Data requirement**

In the case of providing data directly by you, providing data is required by the Controller in order to conclude the agreement (in the event that you are to be a party to it), and failure to provide them will result in the impossibility of concluding and performing it. With regard to the data necessary to fulfil the legal obligations incumbent on the Controller, the provision of personal data results from the provisions of law, and failure to provide them will result in the inability of the Controller to perform its obligations. To the extent that the processing does not result from the provisions of law or the contract, the provision of data is voluntary, but the lack of such provision may hinder or prevent the performance of the agreement or the legitimate interests of the Controller or a third party.

#### **VIII. Transfer of data to third countries**

The Controller may transfer your data outside the European Economic Area (EEA) - the data may be transferred to India, in relation to IT support provided by a supplier from India (processor). The security measures used in this case are standard contractual clauses concluded with the supplier. At your request, the Controller will make a copy of these security measures available to you at the Controller's registered office referred to in point I. In other cases, personal data is not transferred. Such a transfer will only take place if an adequate level of data protection is ensured, which is established in particular by: cooperation with data processors in countries for which a relevant decision of the European Commission has been issued, the use of standard contractual clauses issued by the European Commission, the application of binding corporate rules approved by the competent supervisory authority and, where necessary, ensuring other safeguards necessary to ensure an adequate level of data protection.

#### **IX. Profiling and automated decisions**

Your data will not be used for automated decision-making, including profiling, within the meaning of Article 22 of the GDPR, i.e. to make a decision that produces legal effects or similarly significantly affects you.