

## PERSONAL DATA PROTECTION

1. The controllers of personal data are the following companies:
  - **Hero Factory 1, s. r. o.**, with its registered office at: Súkennická 19058/1, Bratislava - Ružinov 821 09, ID No.: 55 433 863, registered in the Commercial Register of the District Court Bratislava III, Section: Sro, File No.: 169797/B
  - **Hero Factory 2, s. r. o.**, with its registered office at: Súkennická 19058/1, Bratislava - Ružinov 821 09, ID No.: 55 427 448, registered in the Commercial Register of the District Court Bratislava III, Section: Sro, File No.: 169548/B
  - **Doom Room, s. r. o.**, with its registered office at: Súkennická 19058/1, Bratislava - Ružinov 821 09, ID No.: 56 242 191, registered in the Commercial Register of the District Court Bratislava III, Section: Sro, File No.: 178337/B
  - **ACTION AGENCY, s. r. o.**, with its registered office at: Súkennická 19058/1, Bratislava - Ružinov 821 09, ID No.: 50 297 295, registered in the Commercial Register of the District Court Bratislava III, Section: Sro, File No.: 111046/B

(hereinafter collectively referred to as the "Controller")

The above companies process personal data under the conditions set out below.

2. The legal basis for the processing of personal data is § 13 para. 1 letter b), letter d), and letter f) of Act No. 18/2018 Coll. on the Protection of Personal Data and on the Amendment and Supplement of Certain Acts (hereinafter also referred to as the "Act").
3. According to § 13 para. 1 letter b) of Act No. 18/2018 Coll. on the Protection of Personal Data and on the Amendment and Supplement of Certain Acts, "the processing of personal data is necessary for the performance of a contract to which the data subject is a party, or for the implementation of measures prior to the conclusion of a contract at the request of the data subject."
4. According to § 13 para. 1 letter d) of Act No. 18/2018 Coll. on the Protection of Personal Data and on the Amendment and Supplement of Certain Acts, "the processing of personal data is necessary for the protection of the life, health, or property of the data subject or another natural person."
5. According to § 13 para. 1 letter c) of Act No. 18/2018 Coll. on the Protection of Personal Data and on the Amendment and Supplement of Certain Acts, "the processing of personal data is necessary for the purposes of the legitimate interests of the controller or a third party, except where such interests are overridden by the interests or rights of the data subject requiring the protection of personal data, especially if the data subject is a child; this legal basis does not apply to the processing of personal data by public authorities in the performance of their tasks."

6. The Controller processes personal data for the purposes of delivering the ordered service, protecting its property, maintaining order and security, enforcing potential claims, and protecting the health of persons to whom the Controller provides services.
7. The legitimate interest of the Controller is the protection of its property, order, and security. When providing services, the Controller lends items owned by it to persons, who are obliged to return them after the service is completed. The Controller provides services where injury to a person may occur, necessitating the provision of first aid.
8. The Controller processes personal data in the following scope: name and surname, date of birth, ID card number, or passport number.
9. The recipients of personal data are the following persons:
  - The Controller, employees of the Controller, insurance companies, lawyers, courts, and public authorities.
10. Personal data are processed for a period of three years from the date of service provision, unless their longer processing is required by generally binding legal regulations. The period of three years has been determined in view of the limitation period set by the Civil Code, within which the Controller may enforce its potential claims.
11. The Controller does not transfer personal data to a third country or an international organization. The Controller does not use automated individual decision-making, including profiling, for the processing of personal data.
12. The Controller obtains personal data directly from the persons whose personal data it processes. These personal data are provided by the persons before the service is provided.
13. Persons are obliged to provide the Controller with their personal data if they wish to use the Controller's services. Without the provision of personal data, the Controller is not obliged to provide the services. The provision of personal data is a contractual requirement.
14. The data subject has the right to file a motion to initiate proceedings with the Office for Personal Data Protection of the Slovak Republic if they believe that their rights under the GDPR Regulation or relevant legal regulations have been directly affected.
15. The data subject has the following rights against the Controller: (i) the right to access personal data, (ii) the right to rectification of personal data, (iii) the right to erasure of personal data, (iv) the right to restriction of processing, (v) the right to data portability, and (vi) the right to object to the processing of personal data. The data subject may exercise these rights by contacting the Controller in one of the following ways:
  - By sending a written letter to the company's registered office, stating the name and surname of the responsible person under the company's name,
  - By sending an email to [info@herofactory.sk](mailto:info@herofactory.sk),
  - By calling the phone number +421 911 113 331,

- By any other method arising from the relevant legal regulations.

The relevant legal regulation is primarily the GDPR Regulation, the applicable Data Protection Act in its effective version, and other applicable generally binding legal regulations.

**(i) Right to access personal data:**

The data subject has the right to obtain confirmation from the Controller as to whether or not personal data concerning them are being processed. If the Controller processes such personal data, the data subject has the right to access the personal data and information about:

- a) the purposes of the processing,
- b) the categories of personal data concerned,
- c) the recipients or categories of recipients to whom the personal data have been or will be disclosed, especially recipients in third countries or international organizations, if possible,
- d) the period for which the personal data will be stored; if this is not possible, the criteria used to determine this period,
- e) the right to request rectification, erasure, or restriction of processing of personal data concerning the data subject, or to object to such processing,
- f) the right to file a motion to initiate proceedings under § 100 of the Act,
- g) the source of the personal data, if the personal data were not obtained from the data subject,
- h) the existence of automated decision-making, including profiling, under § 28 para. 1 and 4 of the Act; in such cases, the Controller shall provide the data subject with information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.

The data subject has the right to be informed about appropriate safeguards under § 48 para. 2 to 4 of the Act if personal data are transferred to a third country or an international organization.

The Controller is obliged to provide the data subject with their personal data that it processes. For repeated requests for personal data, the Controller may charge a reasonable fee corresponding to administrative costs.

The Controller is obliged to provide the personal data to the data subject in the manner requested by the data subject.

The right to obtain personal data must not adversely affect the rights of other individuals.

**(ii): Right to rectification of personal data:**

The data subject has the right to obtain from the Controller without undue delay the

rectification of inaccurate personal data concerning them. Taking into account the purposes of the processing, the data subject has the right to have incomplete personal data completed.

**(iii): Right to erasure of personal data:**

The data subject has the right to obtain from the Controller the erasure of personal data concerning them without undue delay.

The Controller is obliged to erase personal data without undue delay if:

- a) the personal data are no longer necessary for the purposes for which they were collected or otherwise processed,
- b) the data subject withdraws consent under § 13 para. 1 letter a) or § 16 para. 2 letter a) of the Act, on which the processing is based, and there is no other legal basis for the processing,
- c) the data subject objects to the processing under § 27 para. 1 of the Act and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing under § 27 para. 2 of the Act,
- d) the personal data have been unlawfully processed,
- e) the personal data must be erased to comply with a legal obligation under this Act, a special regulation, or an international treaty to which the Slovak Republic is bound,
- f) the personal data were collected in connection with the offer of information society services under § 15 para. 1 of the Act.

If the Controller has made the personal data public and is obliged to erase them, it shall take reasonable steps, including technical measures, to inform other controllers processing the personal data of the data subject's request to erase any links to, or copies or replications of, such personal data.

The Controller is not obliged to erase personal data if the processing is necessary:

- a) for the exercise of the right to freedom of expression or the right to information,
- b) for compliance with a legal obligation under this Act, a special regulation, or an international treaty to which the Slovak Republic is bound, or for the performance of a task carried out in the public interest or in the exercise of official authority vested in the Controller,
- c) for reasons of public interest in the area of public health under § 16 para. 2 letter h) to j) of the Act,
- d) for archiving purposes, scientific or historical research purposes, or statistical purposes under § 78 para. 7 of the Act, where the right to erasure is likely to render impossible or seriously impair the achievement of the objectives of such processing, or
- e) for the establishment, exercise, or defense of legal claims.

**(iv): Right to restriction of processing:**

The data subject has the right to obtain from the Controller restriction of processing

where:

- a) the accuracy of the personal data is contested by the data subject, for a period enabling the Controller to verify the accuracy of the personal data,
- b) the processing is unlawful, and the data subject opposes the erasure of the personal data and requests the restriction of their use instead,
- c) the Controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise, or defense of legal claims, or
- d) the data subject has objected to processing under § 27 para. 1 of the Act, pending the verification whether the legitimate grounds of the Controller override those of the data subject.

Where processing has been restricted, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise, or defense of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest.

The Controller shall inform the data subject before the restriction of processing is lifted.

**(v) Right to data portability:**

The data subject has the right to receive the personal data concerning them, which they have provided to the Controller, in a structured, commonly used, and machine-readable format and have the right to transmit those data to another controller, where technically feasible and where:

- a) the processing is based on consent under § 13 para. 1 letter a), § 16 para. 2 letter a), or § 13 para. 1 letter b) of the Act, and
- b) the processing is carried out by automated means.

The exercise of the right referred to in the preceding paragraph shall not affect the right under § 23 of the Act. The right to data portability shall not apply to processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the Controller.

The right to data portability shall not adversely affect the rights of others.

**(vi) Right to object to processing:**

The data subject has the right to object, on grounds relating to their particular situation, to processing of personal data concerning them under § 13 para. 1 letter e) or letter f) of the Act, including profiling based on those provisions. The Controller shall no longer process the personal data unless it demonstrates compelling legitimate grounds for the processing which override the interests, rights, and freedoms of the data subject or for the establishment, exercise, or defense of legal claims.

The data subject has the right to object to processing of personal data concerning them for direct marketing purposes, including profiling to the extent that it is related to such direct marketing. If the data subject objects to processing for direct marketing purposes, the Controller shall no longer process the personal data for such purposes.

The Controller shall explicitly inform the data subject of these rights at the latest at the time of the first communication with them, and the information about this right shall be presented clearly and separately from any other information.

In the context of the use of information society services, the data subject may exercise their right to object by automated means using technical specifications.

The data subject has the right to object to processing of personal data concerning them on grounds relating to their particular situation, except where such processing is necessary for the performance of a task carried out for reasons of public interest, where personal data are processed for scientific or historical research purposes or statistical purposes under § 78 para. 7 of the Act.

16. The contact details of the Controller are: [info@herofactory.sk](mailto:info@herofactory.sk), +421 911 113 331