

LEGAL NOTES

POSTCARD SENDER APPLICATION

On behalf of Magyar Telekom Nyrt. (: 1097 Budapest, Könyves Kálmán krt. 36., Company registry number. 01-10-041928) as Organizer and Data Handler, Isobar Budapest Zrt. (1027 Budapest, Kacsá u. 15-23.) operates the application as Data Processor. Users are allowed to use the Application only for the purpose of and in accordance with the provisions detailed herein. Users of the application can send electronic postcards with the Postcard Sender Application between 3rd December, 2018 and 1st January, 2019 to persons who possess an email address.

By means of the application, Magyar Telekom Nyrt. shall donate 100 HUF, that is one-hundred Hungarian Forints to the Autistic Art – Mosoly Otthon Közhasznú Alapítvány (1123 Budapest, Alkotás utca 50. A. 6.) after every postcard sent between 3rd December, 2018 00:00 and 1st January, 2019 23:59. Regardless of the number of recipients, sending the same postcard to multiple recipients at one time is regarded as single postcard sending; and the total of the amounts donated by Magyar Telekom Nyrt. is increased by 100 HUF, that is one-hundred Hungarian Forints, accordingly.

By using the application, users understand and confirm that either Magyar Telekom Nyrt. or Isobar Budapest Zrt. shall not examine if the personal data (e.g. email address) have been rightfully and legitimately provided by the user. Users of the application explicitly confirm that they own all rights and possess all consents granted by the concerned persons to provide their respective personal data, and therefore users shall solely defend, held harmless and fully indemnify Telekom Nyrt. or Isobar Budapest Zrt. for all claims lodged by Third Parties in connection with personal data provided by the user. Furthermore, users guarantee that the recipients have given their consent to receiving the electronic postcard(s).

The Application is not moderated; therefore the User is solely responsible for the content of the message text he/she composes in the Application, including all contents that may violate any law or regulation. Magyar Telekom Nyrt. and Isobar Budapest Zrt. do not bear or accept any responsibility for the message contents. If any Third Person for any reason – especially in connection with damages that may emerge from the postcard sending or the content of a message – tries to lodge a claim against Magyar Telekom Nyrt. and Isobar Budapest Zrt., the User shall defend, held harmless and fully indemnify Telekom Nyrt. or Isobar Budapest Zrt. for such claims.

The use of the Postcard Sender Application is voluntary and free of charge. However, the related data traffic charges must be borne by the sender as specified in the price plan of the sender's internet provider. Magyar Telekom Nyrt. and Isobar Zrt. will do their best to forward the messages sent in the application to the recipient; nevertheless the Organizer and the Data Processor shall not take any responsibility for delivery failures (e. g. because of inaccurate or incomplete address data or any error in the service provider's network, etc.). Magyar Telekom Nyrt. and Isobar Budapest Zrt. shall exclude any liability for damages that may emerge from any use of the application or delivery failures, respectively.

The sender and/or recipient of the postcard do not need to have a subscription at Magyar Telekom Nyrt. as a precondition to using the Postcard Sender Application.

By using the application, the sender gives his/her explicit consent that the name he/she provides, the recipient's name, the sender's and the recipient's email address, and the message text will be recorded in the application database for the duration of the operation, till 1st January, 2019 at the longest. During the course of the Postcard Sender Application till 1st January, 2019 only the application operators with appropriate authorizations and passwords can access the database. The persons concerned may

request the deletion of the stored data, and the data will be deleted accordingly, or automatically on the Postcard Sender Application closure on 1st January, 2019 at the latest. The persons concerned may send their request for deletion to the email address karacsony.telekom@isobarbudapest.com.

The Postcard Sender Application must not be used for sending bulk messages or forwarding unsolicited emails. In case of any malpractice or inappropriate usage of the application, Magyar Telekom Nyrt. or on its behalf Isobar Budapest Zrt. has the right to exclude the sender of the message and the respective email address from the application. Magyar Telekom Nyrt. and Isobar Budapest Zrt. shall decide in their sole discretion if the given use is considered as malpractice or inappropriate usage; nevertheless any intervention into the application, as well as sending unsolicited advertisement materials or bulk messages with the application is primarily considered as inappropriate use.

Messages sent by such users or from email addresses that have been excluded from the application will be disregarded when calculating the amount to be donated to the Autistic Art – Mosoly Otthon Közhasznú Alapítvány.

By sending an email message to the email address karacsony.telekom@isobarbudapest.com any person may request that the email address from which the request is sent will be blocked for the Postcard Sender Application. In this case, no more messages can be sent from the Postcard Sender Application to the given email address.

The Organizer reserves the right to modify, suspend, or cancel the application.

By using the application, users confirm that they have previously studied and are fully aware of the provisions herein and express their agreement in this respect. Using the application shall equal to the obligation to observe and comply with the provisions herein.

Information on data processing:

With regard to processing data related to the postcard app, Magyar Telekom Nyrt. is deemed to be the controller (hereinafter referred to as: the “**Controller**”). During the provision of the postcard app service, the Controller may process personal data related to the Data Subjects that the Controller intends to perform in line with the provisions of this notice. Data related to the postcard app shall be processed in compliance with the legal regulations in force and the provisions of this Legal Notice. The Controller will only process personal data provided during the use of the postcard app for purposes defined in this Legal Notice. Based on 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 (hereinafter as: “**General Data Protection Regulation**”), the Controller provides the following information to the Data Subjects regarding the processing of their personal data.

During the use of the postcard app, the Data Subjects familiarize themselves with the content of this Legal Notice, as information, and by using the postcard app they consent to the processing of their personal data in accordance with this Legal Notice.

By using the postcard app, the Data Subjects using the app state that they are entitled to provide personal data other than their own i.e. data relating to third parties, as recipients -such as in particular the name and e-mail address of the recipient Data Subject- since such third-party Data Subjects, as recipients, have consented thereto. Therefore, the user using the postcard app shall have sole and unlimited liability for any claims brought by third parties, as recipients, in connection with processing their personal data. The Data Subject using the postcard app, as user, also warrants that the third-party Data Subject, as recipient, has consented to sending the message. By using the postcard app, the Data Subjects using the postcard app declare that, if necessary, they are able to prove that the third-party Data Subjects, as recipients, have provided appropriate consent.

The name and contact information of the Controller’s data protection officer: dr. Attila Puskás (address: 1097 Budapest, Könyves Kálmán krt. 36.; telephone: 06 (1) 458-0561; e-mail: DPO@telekom.hu).

The intended purpose of processing personal data, the legal basis for the processing, the scope of personal data processed and the duration of data processing:

The purpose of data processing	The legal basis for data processing	The scope of personal data processed	The duration of data processing
The provision of electronic Christmas postcard service, i.e. providing the postcard app, during which the Controller donates HUF 100 to Autistic Art – Mosoly Otthon Public benefit Foundation for each postcard sent.	The Data Subjects’ consent given pursuant to Article 6 (1) a) of the General Data Protection Regulation. The Data Subjects’ consent extends to the Controller processing the following personal data in the database of the postcard app during the operation of the postcard app, but in any case by 1 January 2019, at the latest: the name provided by the Data Subjects, the	The name of the Data Subject sending the message, the name of the Data Subject recipient, the e-mail addresses of the sending	The duration of operating the postcard app (3 December 2018- 1 January 2019) but in any case 1 January

The purpose of data processing	The legal basis for data processing	The scope of personal data processed	The duration of data processing
	<p>name of the recipient, the e-mail address of the sender and the recipient and the text of the message.</p> <p>Consent can be withdrawn at any time. The withdrawal of consent shall not affect the lawfulness of processing based on consent before its withdrawal.</p> <p>By using the postcard app, the Data Subjects using the app (that is by sending postcard) state that they are entitled to provide personal data other than their own i.e. data relating to third parties, as recipients since such third-party Data Subjects have consented thereto.</p>	<p>and recipient Data Subjects and the text of the message.</p>	<p>2019, at the latest.</p> <p>The processed personal data will be erased at the written request of the Data Subjects (through withdrawing the consent), but automatically upon terminating the postcard app on 1 January, 2019 at the latest.</p>

Automated decision-making, including profiling, shall not take place during the data processing.

Data processors, the recipients of personal data:

The Controller will use the following data processors in connection with the data processing operation:

- Isobar Budapest Zrt. (company registration number: 01 10 044680; registered office: 1027 Budapest, Kacska utca 15-23.; telephone: +36 1 411 2200; e-mail address: hellobudapest@isobar.com). Isobar Budapest Zrt. will carry out the following task in connection with the data processing: operating the postcard app.

Personal data shall not be transmitted to third countries (i.e. outside of the European Union) or to international organizations.

Data Subjects may send their requests to erase personal data to the karacsony.telekom@isobarbudapest.com e-mail address.

Anyone may request in an e-mail message sent to the karacsony.telekom@isobarbudapest.com e-mail address that the e-mail address from which the request was sent be blocked in the system of the postcard app. In the above case, no further messages may be sent to the e-mail address in question by using the postcard app.

Data security

The Controller shall implement appropriate measures to protect the personal data of the Data Subjects, in particular, against unauthorized access, alteration, transmission, disclosure, erasure, destruction, accidental loss of or damage to the data, or their inaccessibility due to the change of the applied technology. The Controller is committed to protecting the personal data of the Data Subject at the highest possible level and must take all protective measures whose cost/expense demand is commensurate with the level of security intended to be achieved through that.

Rights related to data processing:

The Data Subject may request that the Controller:

- a) provide access to the personal data relating to the Data Subject;
- b) rectify his/her personal data; and
- c) erase or restrict the processing of his/her personal data with the exception of mandatory data processing; and
- d) ensure his/her right to data portability, if the conditions defined in the General Data Protection Regulation have been met.

The Data Subject shall have the right to obtain from the Controller confirmation as to whether or not personal data concerning him/her are being processed, and where that is the case, access to the personal data.

The Data Subject shall have the right to obtain from the Controller without undue delay the rectification of inaccurate personal data concerning him/her at his/her request.

The Data Subject shall have the right to obtain from the Controller the erasure of personal data concerning him/her without undue delay and the Controller shall erase personal data concerning him/her without undue delay, if:

- a) the personal data have been unlawfully processed;
- b) the Data Subject so requests (with a view to the withdrawal of his/her consent);
- c) they are incomplete or incorrect –and this status cannot be lawfully rectified- provided that the law does not prohibit the erasure of the data;
- d) the purpose of data processing no longer exists or the statutory period for data storage has expired;
- e) the court or the National Authority for Data Protection and Freedom of Information ordered it.

The Controller shall provide information on action taken on a request from the Data Subject without undue delay and in any event within one month of receipt of the request. If the Data Subject makes the request by electronic means, the information shall be provided by electronic means where possible, unless otherwise requested by the Data Subject. Information, access and any other actions taken shall be provided free of charge by the Controller to the Data Subject. Requests can be submitted by the Data Subjects at event@telekom.hu, 1097 Budapest, Könyves Kálmán krt. 36.

Where the Controller has reasonable doubts concerning the identity of the natural person making the request it may request the provision of additional information necessary to confirm the identity of the Data Subject.

In the event of erasing the personal data of the Data Subject participating in the Activity at his/her request, his/her participation in the service will also be automatically terminated at the same time.

The right to file complaints relating to data processing and the remedy.

Complaints related to data processing should be filed with the Controller's data protection officer.

Furthermore, the Data Subject may file his/her complaint with the National Authority for Data Protection and Freedom of Information (postal address: 1530 Budapest, Pf.: 5., address: 1125 Budapest, Szilágyi Erzsébet fasor 22/c, telephone: +36 (1) 391-1400, fax: +36 (1) 391-1410, e-mail: ugyfelszolgalat@naih.hu, URL: <http://naih.hu>).

In case of a violation of his/her rights, the Data Subject may seek judicial remedy against the Controller. The court will decide such cases as a matter of first priority.

The Controller shall bear the burden of proving that the data processing was carried out in compliance with the legal provisions. The lawsuit will be decided by the regional court, in the capital by the Budapest-Capital Regional Court. Alternatively, such proceedings can be brought before the regional court competent for the permanent or temporary residence of the Data Subject.

The Controller shall be obligated to provide compensation for the damage sustained as the result of processing the Data Subject's data unlawfully or by violating the principle of data security. The Controller shall be exempt from liability, if it proves that the damage was sustained as the result of unpreventable causes falling outside of the scope of data processing. No compensation shall be provided to the extent the damage is due to the intentional conduct or gross negligence of the injured party.