



## PRIVACY NOTICE

### of RISE FM EUROPE Korlátolt Felelősségű Társaság

Dear Visitor, please read this Privacy Notice carefully.

#### I. The purpose and scope of this Notice

1.1 The purpose of this Privacy Notice is for RiseFM Europe Kft. (registered seat: 2000 Szentendre, Szűcs József u. 14., tax number: 26670153-2-13, company registration number: 13-09-198405, name of the registry court: Registry Court of Budapest-Capital Regional Court, electronic mailing address: info@risefm.hu) as Controller (hereinafter: RISE FM or Controller) to inform the visitors of the website at [www.risefm.hu](http://www.risefm.hu) (hereinafter: Website) and RISEFM's clients (hereinafter: Data Subject) about the facts associated with the processing of personal data, the data processed, the purpose of and legal basis for such processing, as well as the duration of such processing.

This Privacy Notice also covers the Data Subject's rights and remedies relating to the processing.

1.2 In drafting the provisions of this Notice, the Company considered, in particular, 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 on the free movement of such data (hereinafter: General Data Protection Regulation or GDPR) and Act CXII of 2011 on Information Self-determination and Freedom of Information (hereinafter: Information Act).

1.3 Unless provided otherwise, the scope of this Notice does not include services and data processing operations which relate to the promotions, sweepstakes, services, other campaigns of and the content published by third parties other than the Controller which place advertisements or otherwise appear on the individual websites specified below. Similarly, unless provided otherwise, the scope of this Notice does not include the services and data processing operations of websites or service providers to which the hyperlinks on the websites subject to this Notice point. Such services are governed by the provisions of the privacy notices of the third parties which provide such services, and the Controller shall assume no liability for such processing operations.

#### II. Definitions

2.1 **Dataset:** the collection of data processed in the same set of records.

2.2 **Processing:** any operation or set of operations which is performed on Personal Data, such as the collection, recording, entry, organisation, structuring, storage, adaptation or alteration, use, retrieval, consultation, disclosure, transmission, dissemination or otherwise making available, publication, alignment or combination, restriction, erasure or destruction of Personal Data, regardless of the process applied.

2.3 **Controller:** the natural or legal person or organisation without legal personality which, alone or jointly with others, determines the purposes and means of the Processing, and decides on and implements actions pertaining to the Processing (including the tools used) or engages the processor to implement them.



**For the purposes of the Services referred to in this Privacy Notice, the following qualifies as the Controller:**

Name of the controller: RiseFm Europe Kft.

Registered seat: 2000 Szentendre, Szűcs József u. 14.

Company registration number: 13-09-198405

Tax number: 26670153-2-13

Name of the registry court: Registry Court of Budapest-Capital Regional Court

Electronic mailing address: info@risefm.hu

The Controller is a business entity registered in Hungary.

**2.4 Personal Data:** any information associated with the Data Subject (including, in particular, the Data Subject's name, identification number, and one or more factors specific to the physical, physiological, genetic, economic, cultural or social identity of that Data Subject), as well as conclusions pertaining to the Data Subject that can be drawn from such data.

**2.5 Sensitive Data:**

- a. Personal Data pertaining to racial origin, ethnic status, political opinion or party affiliation, religions or beliefs, memberships in any representative organisation, or sexual orientation;
- b. Personal Data pertaining to health status and harmful addictions, as well as Personal Data associated with criminal records.

**2.6 Processing:** the performance of technical tasks relating to data processing operations, regardless of the methods and tools used for carrying out such operations and the place of use, provided that such technical tasks are performed on the data.

**2.7 Processor:** a natural or legal person or organisation without legal personality which processes data on the basis of a contract (including contracts concluded on the basis of a statutory regulation) or manages Personal Data on behalf of the Controller.

**2.8 Marking of Data:** the marking of data with the use of an identifier in order to differentiate between such data.

**2.9 Data Subject:** any specific natural person who is identified or can be identified directly or indirectly based on Personal Data.

**2.10 External Service Provider:** third-party service providers engaged by the Controller (either directly or indirectly) in relation to the provision of the Services it provides, to which Personal Data are or may be transmitted for the purpose of providing their services, as well as those that may transmit Personal Data to the Controller. External Service Providers shall be deemed to include service providers who do not collaborate with the Controller, but may, by virtue of having access to data relating to the Services, collect data about the Users which may, either on their own or in conjunction with other data, be suitable for identifying a given User.

**2.11 Data Destruction:** complete physical destruction of the data carrier containing the data.

**2.12 Data Transmission:** making data available to certain third parties.

**2.13 Publication:** making data available to anyone.



2.14 **Erasure:** making data unrecognisable in such a way that they cannot be restored.

2.15 **Personal Data Breach:** unlawful processing of Personal Data by the Controller or Processor, including, in particular, unauthorised access, alteration, transmission, publication, erasure or destruction, as well as accidental destruction or damage.

### **III. The scope of Personal Data processed, the purpose of and legal basis for processing, and the duration of the processing**

#### **3.1 Data of the visitors of www.risefm.hu**

**Scope of the data processed:** When visiting the website, the following data specified in this section are automatically recorded: date, time, IP address of the Data Subject's computer, address of the page visited, address of the previously visited page, and data relating to the Data Subject's operating system and browser.

**Purpose of the processing:** when the website is visited, the Controller records visitor data for the purpose of providing the service, monitoring its operation and preventing fraud.

**The legal basis for the processing is** the legitimate interest associated with the lawful provision and maintenance of the service (e.g. preventing unlawful use or eliminating unlawful content) in accordance with Article 6(1)f) of the GDPR.

We carried out a balancing test prior to the start of the processing operations and established that the processing of data is expected to be reasonable and the lawful provision of the service could not be maintained otherwise or only at the cost of disproportionate efforts, and the scope of the data processed would be limited to the necessary minimum, as a result of which the processing is proportional to the purpose of and the interests associated with such processing. The Data Subject shall have the right to examine the balancing test.

**Duration of the processing:** 30 days from the date of visiting the website.

#### **Data of the processor (web hosting provider) engaged by the Controller in the course of the processing:**

Name: Enexis Kft.  
Registered seat: 8200 Veszprém, Szabadság tér 15.  
Phone: +36 70 940 9400  
Email: info@enexis.hu

#### **3.2 Processing related to cookies**

**Scope of the data processed:** The Controller may place small packets of data (so-called cookies) on the Data Subjects' computers to ensure the personalised and efficient use of the Website and to allow for an improved user experience. Cookies are identifiers which may be sent by the Website or the server of the partner that collects cookies to the computers used by the Data Subjects to identify the computer used during the Website visit and to store technical data pertaining to the use of the Website (e.g. clickthroughs and other navigation data). Most browsers accept such cookies by default. The use of cookies can be disabled, and there is also an option in the browser settings to receive notifications before cookies are stored on one's computer. These settings only affect the browser and the computer used, and changing the cookie settings and disabling cookies is required separately for each computer and browser. If cookies are disabled, the operator of the Website will be unable to guarantee that all features of the Website will work



properly and that the Website will be fully functional. By visiting the Website for the first time, visitors agree to cookies being stored on their computers.

**Purpose of and legal basis for the processing:** The legal basis for the processing is the Data Subject's consent in line with Article 6(1)a) of the GDPR.

**Duration of the processing:** 30 days from the date of visiting the website.

### **3.3 Google Analytics, Google Firebase, Google AdWords**

Scope of the data processed: When viewing the website or the mobile application, programs called Google Analytics, Google Firebase and Google AdWords are also used for the purpose of measuring visitor numbers, monitoring the behaviour of visitors, preparing statistics and improving the effectiveness of advertising efforts. These programs process the following data: • IP address • Type of browser • Operating system • System activities • Activities within the website (pages visited and interactions). Further information is available in detail about Google's data processing operations at the following website: Google: <https://privacy.google.com/your-data.html>

**Purpose of and legal basis for the processing:** The legal basis for the processing is the Data Subject's consent in line with Article 6(1)a) of the GDPR, which is given by visiting the website.

**Duration of the processing:** 30 days from the date of visiting the website.

### **3.4 Processing via a streaming provider**

In the event that you access the content of the website via a streaming service, the Controller shall assume no liability in respect of the data processed by the streaming provider, having regard to the fact that the Data Subject's data are not processed via the website.

## **IV. Data protection principles applied by the Controller**

4.1 The Controller agrees to process the data obtained in accordance with the statutory regulations listed in section 1.2 of this Notice and shall not disclose them to third parties. An exception to this rule is the use of the data in a statistically aggregated format that may not, in any form, contain the name of the user concerned or any other data that identifies such user.

4.2 In certain cases (official enquiries by courts or the police, legal proceedings due to the infringement of copyrights or property rights or any other infringement or a strong suspicion thereof, violation of the interests of RISE FM, the provision of its services being in jeopardy, etc.), the Controller shall disclose the available data of the user concerned.

4.3 The Controller's system may collect data pertaining to the users' activity which may not be linked to other data provided by users during the use of the website, nor data obtained when using other websites or services.

4.4 The Controller agrees to display, prior to collecting, recording and processing any data of its users, a clear, recognisable and unambiguous message in which the Controller informs such users about the method, purpose and principles of data collection. Additionally, in cases where the collection, processing and recording of data is not required by a statutory regulation, the Controller shall inform the user about the voluntary nature of the provision of data. In cases where the provision of data is mandatory, the statutory regulation requiring such provision of data shall also be specified. The Data Subject shall be informed about the purpose of the data processing and about the controller and processor of such data. Information on the processing shall be deemed given by stating that the recording of data by way of transmission or combination based on an existing data processing operation is required by a statutory regulation.

4.5 In cases where the Controller intends to use the provided data for purposes other than the





purpose for which the data were originally collected, the Controller shall inform the user and obtain the user's prior express consent and shall offer the user the opportunity to prohibit such use.

## V. Amendments to the Privacy Notice

5.1 RISE FM reserves the right to amend this Privacy Notice at any time at its own discretion. All users shall be properly informed (via newsletter or by displaying a pop-up window when logging in) after any amendment to this Privacy Notice. By continuing to use the service, users are deemed to have acknowledged the amended privacy rules and no additional consent needs to be obtained.

## VI. Users' rights concerning their Personal Data processed by the Controller

6.1 Users may request information from Rise\_fm Europe Kft. (as controller) on the processing of their Personal Data in writing at any time by registered mail or certified mail delivered to the Controller's address or via an email sent to [info@rise\\_fm.hu](mailto:info@rise_fm.hu) (**right to information**) and may request access to their Personal Data and the information related to the processing as specified by law (**right of access**).

The information that may be requested may include the user's data processed by the Controller, the purpose, legal basis and duration of the processing, the name and address of any processors, the activities associated with the processing, as well as the persons to whom the user's data are or have been provided and the purpose of such provision of data.

The Controller shall respond to enquiries regarding the processing within 8 workdays from the date of receipt. For email messages, the date of receipt shall be the first workday following the date when the email is sent.

6.2 The User may request the Controller to restrict the processing (**right to restriction of processing**) if the accuracy of the Personal Data is contested by the User, for a period enabling the Controller to verify the accuracy of the Personal Data, or if the processing is unlawful. The User may also request the restriction of the processing if the Controller no longer needs the Personal Data for the purposes of the processing, or if the User has objected to the processing but the legitimate interests of the Controller may also serve as grounds for the processing; in such cases, the processing must be restricted for the time it takes to determine whether the legitimate grounds of the Controller override those of the User.

The User shall have the right to request that the Controller erase the Personal Data subject to the processing without undue delay where one of the following grounds applies:

- the Personal Data are no longer necessary in relation to the purposes for which they were collected or otherwise processed by the Controller;
- the User withdraws his or her consent and the processing has no other legal basis;
- the User objects to the processing based on legitimate interests, and there are no overriding legitimate grounds (i.e. legitimate interest) for the processing,
- the Personal Data have been unlawfully processed by the Controller and this has been established on the basis of a complaint,
- the Personal Data have to be erased for compliance with a legal obligation in Union or Member State law to which the Controller is subject.

6.3 The User shall have the right to object, on grounds relating to his or her particular situation, at any time to the processing of his or her Personal Data based on legitimate interests (right to object). In such cases, the Controller shall no longer process the Personal Data unless the Controller demonstrates compelling legitimate grounds for the processing which override the

interests, rights and freedoms of the User or for the establishment, exercise or defence of legal claims.

Changes or amendments to Personal Data (**right to rectification**), the erasure of Personal Data (**right to erasure**) and the prohibition of the processing of Personal Data, with the exception of storage, may be requested by the Data Subject in writing via email. The date of erasure shall be the 10<sup>th</sup> workday from the receipt of the User's request for erasure.

Previous (erased) data cannot be restored after a request for the erasure or rectification of Personal Data is complied with.

## **VII. Opportunities for enforcing rights:**

7.1 The Controller may be contacted via email at [info@risefm.hu](mailto:info@risefm.hu) in connection with any enquiries or comments regarding the processing.

7.2 If the Data Subject believes that a privacy complaint or request has not been resolved by the Controller in a satisfactory manner, or that his or her rights regarding the processing of his or her Personal Data have been infringed or there is a direct risk of such infringement, then the Data Subject may file a complaint with the National Authority for Data Protection and Freedom of Information.

### **Contact information for the National Authority for Data Protection and Freedom of Information:**

Registered seat: 1125 Budapest, Szilágyi Erzsébet fasor 22/C

Mailing address: 1530 Budapest, Pf. 5

Phone: +36 1 391 1400

Fax: +36 1 391 1410

Email: [ugyfelszolgalat@naih.hu](mailto:ugyfelszolgalat@naih.hu)

Website: [www.naih.hu](http://www.naih.hu)

7.3 The Data Subject may take **legal action** if the Data Subject's rights relating to the protection of his or her Personal Data have been infringed. Such lawsuits are under the jurisdiction of regional courts. The Data Subject may, at his or her discretion, opt to file a lawsuit with the regional court of his or her place of residence.

## **VIII. Data security**

8.1 The Controller shall design and conduct data processing operations in a way that ensures the privacy of Data Subjects. The Controller shall safeguard the security of the data at a level corresponding to the risks (password protection and antivirus software) and shall implement technical and organisational measures and develop procedural rules as required for ensuring compliance with the Information Act and other regulations concerning privacy and confidentiality.

8.2 In particular, the Controller shall implement appropriate measures to protect the data against

- a. unauthorised access,
- b. alteration,
- c. transmission,
- d. publication,
- e. erasure or destruction,
- f. accidental destruction or damage,
- g. data becoming inaccessible due to changes in the technical solution adopted.



8.3 The Controller shall implement appropriate technical solutions to ensure that the data stored in the records cannot be combined and linked to the Data Subject.

In order to prevent unauthorised access to Personal Data and any alterations to or unauthorised publication or use of the data, the Controller shall:

- a) design and operate a suitable IT and technical environment,
- b) ensure the controlled selection and supervision of staff members involved in providing the service,  
develop detailed operating, risk management and service procedures.

8.4 Based on the above, the Controller shall ensure that the data it processes are available to the Data Subject, that such data are genuine and verified, and that the unchanged nature of such data is verifiable.

The IT system of the Controller and that of its web hosting provider shall provide protection against, amongst others,

- IT fraud,
- espionage,
- computer viruses,
- spam,
- hacking and other attacks.

The processing may commence only if this is ensured, and if the legal basis for the processing is consent, then, in addition to being informed, you must also agree to such processing.

This Privacy Notice shall enter into force on 1 August 2020 and shall be applicable as of that date.