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**POLCOLORIT**

**INFORMATION ON THE PROCESSING OF PERSONAL DATA OF CLIENTS  
AND CONTACT PERSONS REPRESENTING COMPANIES WHO ARE CLIENTS  
IN ACCORDANCE WITH ART. 13 AND 14 OF REGULATION (EU) 2016/679 ON  
THE PROTECTION OF INDIVIDUALS WITH REGARD TO THE PROCESSING  
OF PERSONAL DATA AND ON THE FREE MOVEMENT OF SUCH DATA AND  
REPEALING DIRECTIVE 95/46/EC (GDPR)**

**1. IDENTITY OF THE DATA CONTROLLER**

The data controller is Polcolorit S.A., with its registered office in Piechowice, ul. Jeleniogórska 7, 58-573 Piechowice, Poland (“**Data Controller**” or “**Polcolorit**”).

In order to exercise your rights or obtain information concerning them or concerning the processing of your personal data, please contact the Data Controller via the contact details:

Email: [privacy@polcolorit.pl](mailto:privacy@polcolorit.pl).

**2. WHAT PERSONAL DATA WE PROCESS AND WHERE WE OBTAIN IT FROM**

The Data Controller will process personal data which it has received directly from you or personal data which it has received from third parties (e.g. agencies, other business partners or your employer). This data may include contact details (such as name, surname, telephone number, e-mail address and other contact details), financial data (IBAN number) and data concerning your professional status.

**3. PURPOSES AND LEGAL BASIS OF THE PROCESSING**

The Data Controller will process your personal data for the following purposes:

- a) purposes related to the management of the sales contract and the fulfilment of related legal obligations, including for the purpose of pre-contractual activities, shipping and after-sales service (e.g. customer service) as well as communication management; the legal basis for these purposes is the necessity of processing data for the performance of the contract to which you are a party, in accordance with Article 6(1)(b) of the GDPR, or if you are an employee/contact person on the client's side - the necessity of processing for purposes arising from legitimate interests pursued by the Data Controller pursuant to Article 6(1)(f) of the GDPR arising from the need to communicate with the client through you;
- b) administrative and accounting purposes or purposes of compliance with legal regulations, regulations and instructions of the authorities; the legal basis for this purpose is the necessity of processing to fulfil the legal obligation imposed on the Data Controller pursuant to Article 6(1)(c) of the GDPR;
- c) purposes of establishing, investigating or defending against claims; in this case, the legal basis for processing data is the necessity of processing data for the performance of a contract to which you are a party in accordance with Article 6(1)(b) of the GDPR, or if you are an employee/contact person on the client's side, the necessity of processing for purposes arising from legitimate interests pursued by the Data Controller pursuant to Article 6(1)(f) of the GDPR;
- d) marketing purposes through telecommunications terminal equipment (e.g. phone, computer, tablet), electronic means of communication (e.g. SMS, MMS, e-mail), newsletters, and traditional mail; the legal basis for processing your data in this case is your consent, in accordance with Article 6(1)(a) of the GDPR;
- e) if you give your consent, we will transfer your data to Marazzi Group S.r.l. for the marketing purposes of Marazzi Group S.r.l., including direct marketing to you by



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**Polcolorit S.A. ul. Jeleniogórska 7 58-573 Piechowice NIPPL: 611-17-15-343 REGON: 230376371**

Spółka zarejestrowana w Krajowym Rejestrze Sądowym prowadzonym przez Sąd Rejonowy dla Wrocławia – Fabrycznej we Wrocławiu IX Wydział Gospodarczy Krajowego Rejestru Sądowego pod numerem KRS 0000209059.

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means of electronic communication (e.g. e-mail, SMS or MMS) or other methods (e.g. telephone or traditional mail). The legal basis for processing your data for this purpose is consent, in accordance with Article 6(1)(a) of the GDPR.

#### **4. PERIODS OF PROCESSING PERSONAL DATA**

The period of storage of your personal data:

- for the purposes set out in point 3(a) - the entire period of the contractual relationship and until the expiry of potential claims relating to the contractual relationship;
- for the purposes set out in point 3(b) - in regards to processing for administrative and accounting purposes - for 5 years from the beginning of the year following the financial year to which the document relates.;
- for the purposes set out in point 3(c) above - the duration of the dispute and until the expiry of potential claims arising from or related to the dispute;
- for the purposes set out in point 3(d), (e) above - until you withdraw your consent to the processing of the data, if applicable or in respect of the Newsletter service, until you cancel your subscription.

In relation to the purposes indicated in point 3(a), (b) and (c) above, the provision of personal data is a condition for the conclusion of a contract and the refusal to provide data at the pre-contract stage will result in the inability to conclude or perform the contract; in relation to the purposes indicated in point 3(d) and (e) above, the provision of personal data is voluntary and if you refuse to provide data, the Data Controller will not be able to provide you with information about new products and projects.

Your personal data will be processed, in accordance with the provisions of the GDPR, in paper and electronic form, for specific purposes and in all cases using procedures guaranteeing an appropriate level of security and confidentiality, in accordance with the provisions of Article 32 of the GDPR.

#### **5. RECIPIENTS OF YOUR PERSONAL DATA AND ENTITIES TO WHICH THE DATA ARE TRANSFERRED**

In connection with the implementation of the purposes described in point 3 above, the personal data processed will be made available to employees, contract workers and associates working as authorised users of Polcolorit data.

In connection with the implementation of the purposes described in point 3 above, your personal data may also be processed by third parties, belonging in particular to the following categories:

- providers of technical assistance services for operation of the IT system, logistics suppliers, advertising agencies or other service providers;
- dealers or parties through which Polcolorit supplies its goods;
- supervisory and control authorities and bodies as well as public or private bodies in general, performing public interest tasks;
- business partners;
- providers of external digital communication platforms;
- other companies belonging together with Polcolorit to one group of companies or affiliated with Polcolorit or with its parent company Mowhawk Industries.

The entities listed in the above categories may in some cases act as processors at the request of the Data Controller in accordance with Article 28 of the GDPR, and in other cases as independent and separate Data Controllers, in which case your personal data will be disclosed to those independent Data Controller solely for the



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purposes referred to in the point 3 above.

A complete current list of entities to which your personal data may be disclosed can be obtained from the Data Controller using the contact details referred to in point 1 of this information on data processing.

Your personal data will only be made available to the entities indicated above and only for the purposes mentioned in point 3 of this information on data processing.

## **6. TRANSFER OF PERSONAL DATA TO ENTITIES OUTSIDE THE EUROPEAN ECONOMIC AREA (EEA) AND TO INTERNATIONAL ORGANISATIONS**

For technical and organisational purposes, your data may be transferred to non-EEA countries. The transfer of your data is in accordance with law and takes place in accordance with decisions confirming the appropriate level of protection issued by the European Commission or on the basis of standard data protection clauses, the content of which has been determined by the European Commission in accordance with Article 46 of the GDR.

You can also request additional information on the transfer of data outside the EEA and obtain a copy of adopted protection measures by sending a detailed request to the Data Controller at the email address [privacy@polcolorit.pl](mailto:privacy@polcolorit.pl).

## **7. YOUR RIGHTS AS DATA SUBJECT**

With regard to the data processing described in this information on the processing of personal data, you may, as a data subject, under the conditions laid down by the GDPR, exercise the rights provided for in Articles 15 to 21 of the GDPR, in particular:

- **Right of access** - Article 15 of the GDPR: the right to obtain confirmation of whether your personal data are processed and, if so, the right to access your personal data - including copies - and to receive, inter alia, the following information:
  - the purposes of the processing;
  - categories of personal data processed;
  - recipients or categories of recipients to whom they have been or will be disclosed
  - the storage period or criteria used;
  - the rights of the data subject (the right to rectify, delete personal data, processing restrictions and the right to object to processing);
  - right to lodge a complaint with the supervisory authority
  - the right to receive information about the source of personal data if it has not been collected from the data subject;
  - the existence of automated decision-making, including profiling, and meaningful information about the logic involved, as well as the envisaged consequences of such processing for the data subject
- **Right to rectification** - article 16 GDPR: right to obtain, without undue delay, the rectification of inaccurate personal data concerning you and/or the completion of incomplete personal data;
- **Right to erasure (right to be forgotten)** - article 17 GDPR: right to obtain, without undue delay, the erasure of personal data concerning you, when:
  - personal data are no longer necessary for the purposes for which they were collected or otherwise processed;
  - you have withdrawn consent and where there is no other legal ground for the processing;
  - you have successfully objected to the processing of the personal data;
  - the data have been unlawfully processed,
  - the data must be deleted to comply with a legal obligation;
  - the personal data have been collected in relation to the offer of information





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society services referred to in article 8, comma 1 of the GDPR.

The right to erasure shall not apply in so far as the processing of data is necessary to fulfil a legal obligation requiring processing under law, to perform a task carried out in the public interest or in the exercise of the public authority entrusted to the Data Controller, or to establish, pursue or defend claims.

- **Right to restriction of processing** - article 18 GDPR: right to obtain restriction of the processing, when:
  - the accuracy of the personal data is contested by the data subject;
  - the processing is illegal and the data subject objects to the deletion of personal data, demanding in return that their use be restricted;
  - the data subject needs data to establish, pursue or defend claims;
  - the data subject has objected to processing pending the verification whether the legitimate grounds of the controller override those of the data subject.
- **Right to data portability** - article 20 GDPR: right to receive the personal data concerning you, which you have provided to the Data Controller, in a structured, commonly used and machine-readable format and the right to transmit those data to another controller without hindrance, if the processing is based on consent and is carried out by automated means. In addition, the right to have your personal data transmitted directly by the Data Controller to the other controller, where technically feasible.
- **Right to object** - article 21 GDPR: right to object to the processing of personal data concerning you, unless there are legitimate grounds for the Data Controller to continue the processing;
- **The right to withdraw consent** - the right to withdraw consent at any time. The withdrawal of consent does not affect the processing of data carried out before its withdrawal.

The above rights may be exercised in relation to the Data Controller using the contacts provided in point 1 above.

The Data Controller shall examine your request and shall inform you, without undue delay and in all cases within no more than one month of its receipt, concerning the action taken with regard to your request.

The exercise of your rights as data subject is free of charge in accordance with article 12 of the GDPR. However, in the case of requests which are manifestly unfounded or excessive, in particular by reason of their repetitive nature, the Data Controller may charge you a reasonable fee, taking into account the administrative costs of processing the request, or refuse to act on the request.

Please also note that the Data Controller may request further information necessary to confirm the identity of the data subject.

In addition, you have the right to lodge a complaint with **the President of the Office for Personal Data Protection** - ul. Stawki 2, 00-193 Warsaw.

Polcolorit S.A.

(Data Controller)

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Name, surname

e-mail address



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**I CONSENT** to the transfer of my personal data to Marazzi Group S.r.l. for marketing purposes as well as to receive commercial and marketing information from Marazzi Group S.r.l. through telecommunications terminal devices (e.g. telephone, computer, tablet), electronic means of communication (e.g. SMS, MMS, e-mail), newsletters, and other traditional services.

**I CONSENT** to receive from Polcolorit S. A. with its registered office in Piechowice, ul. Jeleniogórska 7, 58-573 Piechowice ("Polcolorit") commercial and marketing information via telecommunications terminal devices (e.g. telephone, computer, tablet), electronic means of communication (e.g. SMS, MMS, e-mail), newsletters and traditional mail.

You have the right to withdraw your consent at any time. The withdrawal of consent does not affect the processing of data carried out before its withdrawal.

\* \* \*

\_\_\_\_\_, \_\_\_\_\_  
*Place*                      *Date*

I confirm that I have read this information on data processing.

\_\_\_\_\_  
Mr/Ms [•]

Last update 02.11.2020



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