

Personal Data Processing Terms

The protection of personal data and your privacy is very important to us. Therefore, we continuously analyse all personal data processing procedures and ensure their compliance with 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 referred to as the “**GDPR**”), as well as with national rules on the protection of personal data.

Who processes your personal data?

Your personal data is processed as controller always by **the EMARK Group company** with which the relevant contractual relationship is concluded, or on which legal obligations are imposed, or to which the legitimate interest relates. EMARK Group companies mean the following companies:

- **EMARK s.r.o.**, ID No.: 35803606, with its registered office at Dubravská cesta 14, 841 04 Bratislava, Slovak Republic, email: info@emarkanalytics.com, phone contact: +421-2-5564 1106,
- **EMARK S.R.O.**, ID No.: 628 003 716, with its registered office at Suite 2.01A, 1753 Botany Road, Banksmeadow NSW 2019, Australia, email: info@emarkanalytics.com.au
- **EMARK QS, s. r. o.**, ID No.: 36744972, with its registered office at Dubravská cesta 14, 841 04 Bratislava, Slovak Republic, email: info@emarkanalytics.com, phone contact: +421-2-5564 1106
- **Inphinity s. r. o.**, ID No.: 44389744, with its registered office at Dubravská cesta 14, 841 04 Bratislava, Slovak Republic, email: info@emarkanalytics.com, phone contact: +421-2-5564 1106
- **Inphinity Limited**, ID No.: 12513383, with its registered office at Mappin House, 4 Winsley Street, London, W1W 8HF, Great Britain – I hereby also acknowledge that Inphinity Limited is located outside the European Union, and therefore in this case a transfer of personal data from the European Union to a third country (Great Britain) may take place; however, as the Commission has issued an adequacy decision pursuant to Article 45(3) GDPR, i.e. on the adequate protection of personal data by the United Kingdom, it is not necessary to obtain consent for the transfer of personal data, email: info@emarkanalytics.com
- **EMARK s.r.o.**, ID No.: 28861281, with its registered office at namesti I. P. Pavlova 1789/5, Nove Mesto, 120 00 Prague 2, Czech Republic, email: info@emarkanalytics.com, phone contact: +420-2-26230692

(hereinafter collectively referred to as the “**EMARK Group companies**” or individually as the “**EMARK Group company**”).

In other cases, the EMARK Group companies act as **joint controllers**, and pursuant to the agreement, the Slovak company **EMARK s.r.o.**, ID No.: 35803606, with its registered office at Dubravská cesta 14, 841 04 Bratislava, Slovak Republic, has been designated as responsible for fulfilling obligations in the area of personal data protection, in particular as regards the exercise of your rights and the obligation to provide you with information on the processing of personal data. For this reason, if you have any questions or concerns regarding the processing of your personal data in these cases, you may contact the above-mentioned company EMARK s.r.o. using the following contact details:

- **EMARK s.r.o.**, Dubravská cesta 14, 841 04 Bratislava, Slovak Republic, email: privacy@emarkanalytics.com, phone contact: +421-2-5564 1106.

As stated below in these terms and conditions, in some cases your personal data is also made available and provided to **Qlik** Group companies, which in such cases may act as an independent controller or as our processor (*see below*). Qlik Group companies are understood to mean QlikTech Netherlands B.V., QlikTech Inc. and their affiliates as listed on www.qlik.com.

If you have any questions regarding the identity of the controller, please do not hesitate to contact us at any time by email at privacy@emarkanalytics.com, phone contact: +421-2-5564 1106, and we will be happy to answer all your questions about who processes your personal data and how in your specific case.

For what purposes, on what legal basis and for how long do we process and retain your personal data?

We process personal data in the areas listed below (*for the purposes stated*), on the legal basis specified for the particular purpose of the processing of personal data. If, in any area, the retention period for personal data is determined by years, it will expire on the last day of the calendar year in which the retention of your personal data for that purpose is due to end.

PURPOSE	LEGAL BASIS	RETENTION PERIOD
<p>Pre-contractual customer relations: We have to process your personal data if you, as a customer, have expressed an interest in our services, in order to communicate the possibilities and conditions of delivering the performance on our part (including analysis of the environment, solution architecture design, verification of suitability of the proposed solution in specific customer conditions, etc.), as well as negotiations on contractual terms.</p>	<p>We may process your personal data without your consent, as based on your request it is necessary to take measures before concluding the contract (these are so-called pre-contractual relationships).</p>	<p>For the duration of the communication regarding pre-contractual relations, nevertheless 1 year at most from the last communication.</p>
<p>Orders, concluding, performance and termination of contracts with customers: If you are interested in ordering the services or products offered in our portfolio, we are required to process your personal data in order to properly receive and process your order, provide you with the ordered performance, handle complaints, terminate the contractual relationship and carry out other related activities and actions (for example, procuring the ordered licence or software solution from product vendors or distributors).</p>	<p>We may process your personal data without your consent, as this is necessary for the proper performance of the contract you have entered into with us.</p>	<p>For the duration of the contract.</p>
<p>Business development (EMARK Group): We also conduct a general survey of potential customers and contractual partners from our own network of contacts, from public sources (<i>standard business contacts listed on websites</i>) or received during personal communication with a request for further contact, as well as contacts whose personal data has been provided by persons participating in the Qlik Group, and we keep records of potential and existing customers and contractual partners, including activities carried out in order to acquire and retain such a customer and/or contractual partner.</p>	<p>In cases of direct marketing or in situations where the law stipulates that consent is not necessary, the legal basis for processing is the legitimate interest, which is the interest in increasing the marketability of the services in our portfolio and developing our business, establishing cooperation with a potential customer or contractual partner, reducing the administrative burden associated with business development, and at the same time ensuring that those potential customers and contractual partners who are not interested in the services or cooperation offered are not contacted repeatedly.</p> <p>In other cases, your consent is required.</p>	<p>For the duration of the communication with the potential customer and contractual partner and subsequently for no longer than 1 year from the last communication; if any further communication takes place within that period, the period starts to run again, and the communication will only be deleted if no further communication takes place during the 1-year period; and, where an existing customer is concerned, for the duration of the contractual relationship with the existing customer and contractual partner.</p>
<p>Direct marketing (EMARK Group): If you have already purchased certain goods or services from any EMARK Group company in the past, we are also interested in offering you the possibility of purchasing another similar service or product from our portfolio. For this reason, we will send you offers of such</p>	<p>We may process your personal data without your consent, as our legitimate interest allows us to do so, namely the interest in increasing the marketability of our services/products and the demand</p>	<p>For the duration of the contractual relationship with us and for 1 year after its termination.</p>

<p>similar services or products that may be of interest to you. This is known as direct marketing.</p>	<p>for them in relation to customers who have already purchased from us and who, in our view, may reasonably expect that we will offer (send) them such additional information about similar services/products from our portfolio. You always have the right to object to the processing of your personal data for direct marketing purposes.</p>	
<p>Marketing activities (EMARK Group): Even where this is not direct marketing (<i>for example, you are not yet our customer or we want to offer you services that are not similar to the services you have purchased from us</i>), we are interested in informing you about news, offers, invitations to events, training sessions, special events and promotional offers. We plan to communicate this information by telephone, email, via social networks or in another similar manner.</p>	<p>We may do so only if you give us your consent to the processing of personal data for this purpose.</p>	<p>For the duration of the consent, which you may withdraw at any time, but no later than 3 years after the consent was given (<i>after this period, we may request your consent again, and you are free to decide whether or not to grant it</i>).</p>
<p>Participation in events and services testing (EMARK Group): If you register for a seminar, webinar, training session, conference or another event, or if you express an interest in testing some of our services/products, we need to process your personal data so that we can ensure your participation in such event or make the requested services/products available to you, including obtaining feedback and surveying satisfaction in connection with it.</p> <p>Attendance list: If it is necessary in order to ensure access control for events with a limited number of participants or for paid events for registered participants, an attendance list is also prepared at such events.</p> <p>Name badge: As many of our events also serve for networking, we allow the use of name badges at some of them.</p>	<p>Your consent is not required in this case, as by expressing an interest in participating in an event or testing one of our services/products, a contractual relationship is established within which we will ensure your participation, or the testing of the service on your part, and perform the related activities.</p> <p>We also do not require your consent for preparing an attendance list, as we carry out the relevant processing of personal data only where this is necessary for the registration and control of attendance at the event, i.e. where we have a legitimate interest in knowing who attended the event.</p> <p>Your consent is required for the use of a name badge (<i>this may also be given implicitly if you wear the badge</i>).</p>	<p>For the duration of the event, or for the period during which the service may be tested.</p>
<p>Articles, photographs, videos and other advertising and marketing outputs (EMARK Group): We are interested in creating and using articles, photographs, videos, blogs and other advertising and marketing outputs that may contain your personal data (physical appearance, first name, surname, statements, etc.). We wish to use these to promote our</p>	<p>If you are an author with whom we have concluded a contract governing this matter, we do not need your consent, as we have a contract with you.</p> <p>Where photographs or videos capture you from a distance or</p>	<p>For the duration of the publication of the article, photograph, video, blog and other advertising and marketing outputs where the person concerned is an author with whom we have a contract, but no longer than for the duration of</p>

<p>business and activities, in particular by publishing them in advertising and promotional materials, in the media (television, radio, print), on the website, in posts and in paid advertising on social networks (especially LinkedIn, Facebook and Instagram), in emails, newsletters and in Google search.</p>	<p>within a larger number of people, we also do not require your consent, as your appearance will be less recognisable. These data are processed without consent because they are typically captured at events or on occasions where this is to be expected (<i>business events, promotional events, and similar occasions</i>). In addition, you will always be able to avoid being captured, and if this nevertheless occurs but you do not wish to appear in a photograph and/or video, you may contact us at any time and we will arrange for your image to be erased or for the photograph and/or video not to be published, if this is possible on our part.</p> <p>In all other cases that do not fall within the situations described above, we may process personal data for this purpose only if you give us your consent.</p>	<p>the proprietary rights in the published work.</p> <p>For photographs and videos captured from a distance or within a larger number of people, for a period of 5 years from the date they were created.</p> <p>In all other cases, for the duration of the consent, which you may withdraw at any time, but no later than 5 years after the consent was given (<i>after this period, we may request your consent again, and you are free to decide whether or not to grant it</i>).</p>
<p>Competitions (EMARK Group): From time to time we also organise competitions. If you take part in a competition, we will process your personal data for the purpose of recording your participation in the competition, organising and evaluating it, including the draw or other determination of the winner, verifying compliance with the competition conditions, communicating with successful and, where appropriate, unsuccessful participants, publishing the winner (for example on the website or social networks) and handing over the prize.</p>	<p>We require your consent to process your personal data for this purpose.</p>	<p>For the duration of the competition.</p>
<p>Suppliers and other contractual partners: If you are our supplier or another contractual partner (<i>for example, a vendor, Qlik partner or OEM partner</i>), we need to process your personal data that is necessary for the performance of the contract concluded with you, in particular so that we can communicate with you about the terms of the contract, conclude it, subsequently perform it properly and, where necessary, terminate it.</p>	<p>We may process your personal data without your consent, as this is necessary for the proper performance of the concluded contract.</p>	<p>For the duration of the contract.</p>
<p>Sharing and possible transfer of data: We also need to share your personal data between EMARK Group companies for the purpose of handling the internal administrative activities of the EMARK Group, as well as for faster, more economical and</p>	<p>We do not require your consent to process your personal data for this purpose, as our legitimate interest and the legitimate interests of third parties (<i>Qlik Group companies</i>) allow</p>	<p>For the duration of the contractual relationship between the customer/contractual partner and one of the EMARK Group companies.</p>

<p>more efficient care of customers and contractual partners.</p> <p>We also need to share your basic personal data with Qlik Group companies (<i>in particular the US company QlikTech Inc.</i>) in order to secure the sale of Qlik solutions, process orders and customer enquiries, or to demonstrate the performance of services provided by or financed by one of the Qlik companies. In this case, your personal data may also be transferred to third countries (<i>for example, the USA</i>).</p>	<p>us to do so, namely the interest in sharing basic data about customers and other contractual partners within the EMARK Group companies due to the need to address the internal administrative activities of the EMARK Group, as well as for faster, more economical and more efficient care of customers and contractual partners, and for the efficient sale of Qlik solutions, the processing of orders and customer enquiries, or the need to demonstrate the performance of services provided by or financed by one of the Qlik companies.</p>	
<p>Contact persons:</p> <p>If you are only the contact person of our customer or another contractual partner (<i>for example, their statutory body, employee or outsourced worker</i>), we process your personal data that is necessary for the performance of the contract we have concluded.</p>	<p>In this case, we do not require your consent, as your personal data must be processed so that the contract under which you are identified as a contact person can be properly performed, and therefore our legitimate interest and the legitimate interest of our contractual partner, of whom you are the contact person, is to ensure the proper and timely performance of such contract.</p>	<p>For the duration of the contract.</p>
<p>Accounting:</p> <p>As an accounting entity, we keep accounting records in accordance with the relevant generally binding legal regulations, and for this reason we must also process some of your personal data that is recorded in the accounting records (for example, incoming and outgoing invoices and cash register records).</p>	<p>We process your personal data for this purpose without your consent, as this is necessary in order for us to comply with our legal obligation to keep proper accounting records and fulfil the obligations associated with them.</p>	<p>In accordance with generally binding legal regulations, usually for a period of 10 years from the creation of the accounting document/supporting record.</p>
<p>Taxes:</p> <p>We also have obligations in the area of tax regulations, and therefore we must process your personal data where tax regulations require us to do so.</p>	<p>We process your personal data for this purpose without your consent, as this is necessary in order to comply with our legal obligations under tax regulations.</p>	<p>In accordance with generally binding legal regulations, usually for a period of 10 years from the creation of the tax document/supporting record.</p>
<p>Legal claims:</p> <p>As part of our activities, we monitor and check compliance with legal regulations, handle legal matters and, where necessary, assert and enforce our rights and claims or defend against rights and claims asserted and enforced by third parties.</p>	<p>We may process your personal data without your consent, as this is necessary in order to assert and enforce our rights and claims, or to defend properly against rights and claims asserted and enforced by third parties, in accordance with the relevant generally binding legal</p>	<p>For the duration of the existence and enforceability of rights and claims, or of judicial or other proceedings or disputes (<i>in particular until the claim becomes time-barred</i>).</p>

	regulations. This constitutes our legitimate interest.	
<p>Registry management:</p> <p>We also maintain a database of incoming and outgoing mail and other records within the registry, in which your personal data may appear if you are, for example, the addressee or recipient of an item.</p>	<p>We process your personal data for this purpose without your consent, as this is necessary in order for us to comply with our legal obligation under the relevant legislation in the field of registry.</p>	<p>According to retention periods determined by us on the basis of legal regulations or periods specified by us in compliance with the requirement to minimise the retention period; in the case of ordinary correspondence, however, usually for 3 years. If it is not clear to you for how long we process your personal data, you may contact us for this purpose at any time.</p>
<p>Statistics:</p> <p>In some cases, we create statistics from personal data in order to assess the results of our activities, while in this process the personal data are generally anonymised and the results of the statistics contain only data that cannot be assigned to a specific natural person.</p>	<p>We consider that we do not require your consent for the above processing of personal data, as we create statistics from personal data already available to us which are lawfully processed for other purposes, and therefore the creation of statistics from such data is only a derived purpose. In any event, their creation is based on our interest in having the best possible overview of our activities.</p>	<p>For the period during which the relevant statistics are being produced, the result of which is the creation of statistics based on anonymised data. In the case of non-anonymised data, for a period of 3 years from the preparation of the statistics.</p>
<p>Necessary (essential) cookies (EMARK Group):</p> <p>In order to ensure the functionality and security of our website and its correct loading in your internet browser, we use so-called necessary cookies which enable the basic functionalities of the website to be implemented.</p>	<p>We process your personal data for this reason because we have an interest in ensuring the proper functioning of the website and its basic functionalities. For this reason, we may process such data without your consent.</p>	<p>For the period specified in the "Cookies" text published on the website.</p>
<p>Non-essential cookies (EMARK Group):</p> <p>As we wish to make the use of the website more pleasant and efficient for you, we also use other cookies which are not strictly necessary for the proper functioning of the website, but are used, for example, to better tailor advertisements to your interests, to analyse and create statistics so that we can adapt the website for better functioning. We also use third-party cookies, for example those of Google.</p>	<p>We may process these data only on the basis of your consent, which you give us when visiting the website, and you may choose whether to allow cookies or not. At the same time, you are entitled to withdraw such consent at any time.</p>	<p>For the period specified in the "Cookies" text published on the website.</p>
<p>Contact forms on the website www.emarkanalytics.com (EMARK Group):</p> <p>We have published several contact forms and a chat function on our website through which</p>	<p>We do not require your consent to process your personal data for these purposes, as we consider your</p>	<p>For the duration of handling the relevant enquiry.</p>

<p>you may contact and approach us (for example, for the purpose of answering an enquiry or question regarding our services, support or assistance (helpdesk), requesting and downloading a demo version of selected services or a specific service (product), downloading marketing or business material (e-book, whitepaper, etc.), and similar purposes). For this reason, we must also process your personal data which you provide in the form or chat, or which you make available to us through further communication, for the purpose of handling the relevant enquiry.</p>	<p>enquiries to be requests relating to pre-contractual or contractual relationships.</p> <p>In the case of a form by which you request to receive a newsletter, or where you consent to marketing activities, your consent will be required for the processing of your personal data.</p>	<p>In the case of a newsletter form, or where you consent to marketing activities, for the period stated under the purpose: Marketing activities.</p>
<p>Recruitment (EMARK Group):</p> <p>If you contact us with an application for employment (for example through a form intended for that purpose), we process your personal data for the purposes of assessing your CV and any other data you provide to us in this context, as well as for the purposes of the recruitment process and the related communication connected with recruitment, including informing you whether you have been successful or unsuccessful as a job applicant. In some cases, you may also undergo so-called professional diagnostics by completing tests intended for that purpose.</p>	<p>If you contact us with an application for employment for a specific vacant post (position), we process your personal data without your consent within the framework of so-called pre-contractual employment relationships. We require your consent for professional diagnostics.</p> <p>If you apply for employment without there being a specific open position for which you are applying, or if you want us to retain your personal data for any positions that may open in the future, we may include you in the applicant database only if you give us your consent to do so.</p>	<p>In this case, we retain your data for the duration of the recruitment process.</p> <p>In the latter case, we retain the data for the duration of the consent, which you may withdraw at any time, but no later than 2 years after the consent was given (after this period we may request your consent again, and you are free to decide whether or not to give it).</p>
<p>Social networks (EMARK Group):</p> <p>As we are interested in developing our activities and ensuring the widest possible awareness of our work, we have set up our own fan pages, user accounts or channels on social networks (for example LinkedIn), through which you may obtain information about our activities, while also being able to comment on, share or like our posts. We will process your personal data only for the purpose of managing and administering fan pages, user accounts and channels, and for obtaining anonymised statistical data.</p>	<p>We may process these personal data for this purpose without your consent, as we believe that you may reasonably expect us to manage and administer fan pages, user accounts and channels, which is inseparably linked with the processing of the personal data of those users who have become our followers, commented on or shared our post, or otherwise engaged in activity on our fan page, user account or channel. In the case of statistics, these are made available to us by the operators of social networks only in anonymised form, and in view of the above, we consider that we do not need your separate consent for their disclosure and processing; this does not affect the responsibility of the relevant social network operator for the processing of your personal data which forms the basis for the creation of those statistics.</p>	<p>For the duration of the existence of the fan page, user account or channel, but no later than 5 years from the commencement of the processing of personal data.</p>

<p>IT security:</p> <p>As we place great importance on ensuring data protection and information security within our organisation, we may also process personal data because this is necessary for IT security, security incidents and dealing with other issues related to IT administration (for example, the creation of a user account).</p>	<p>We may carry out the above without consent, as it is in our interest to protect and manage information systems effectively, and therefore also your personal data. In some cases, this obligation also arises directly from law. In this case, we process in particular data concerning your IP address.</p>	<p>For the duration of the employment or contractual relationship and subsequently for 3 months after its termination (user accounts); logs and security records for 12 months; and in the case of security incidents, for 5 years from their resolution.</p>
<p>GDPR:</p> <p>We have an interest in properly fulfilling all obligations in the area of personal data protection, and therefore we also process your personal data where this is necessary for handling enquiries, requests, security incidents and fulfilling obligations under the GDPR.</p>	<p>We may carry out the above processing of personal data without your consent, as this is necessary in order for us to comply with our obligations as controller under the GDPR.</p>	<p>For 5 years from the handling of the request or the resolution of the security incident; in the case of related proceedings or disputes, for the duration thereof and subsequently until the expiry of the relevant limitation periods.</p>
<p>Fleet records and control:</p> <p>If you use a company motor vehicle or use a private motor vehicle for business purposes, we will process your personal data for the purpose of maintaining and controlling fleet records, performing agreements on the provision of a motor vehicle or agreements on the use of a private motor vehicle for business purposes, keeping a logbook, handling insurance claims and carrying out other related activities.</p>	<p>We do not require your consent, as we process your personal data either because we have entered into a contract with you (for example, an agreement on the use of a vehicle) or, in other cases, because we have an interest in ensuring the protection and efficient use of vehicles in our fleet and the settlement of the related costs.</p>	<p>In accordance with generally binding legal regulations, usually for a period of 10 years from the creation of the relevant document/supporting record.</p>
<p>Corporate agenda:</p> <p>We also maintain core corporate documentation in which your personal data may be contained, in particular in founding documents, minutes of meetings of corporate bodies, resolutions, specimen signatures and other related documents, while at the same time fulfilling obligations in relation to the commercial register and other authorities and public bodies.</p>	<p>In this case, too, we do not require your consent, as the obligation to maintain this documentation and fulfil the related obligations arises directly from law.</p>	<p>For the duration of the contractual relationship and subsequently for 10 years after its termination; selected corporate documents (in particular founding documents and resolutions of corporate bodies) may be retained for the duration of the existence of the company for reasons of legal certainty.</p>
<p>Register of Public Sector Partners and UBO:</p> <p>We also fulfil our obligations as a controller acting as a public sector partner under the relevant legislation, and in this context we also record data on natural persons in the ownership and organisational structure and on the ultimate beneficial owner. We likewise fulfil other obligations in the area of anti-money laundering.</p>	<p>We do not require your consent for this processing either, as the obligation to maintain this documentation and fulfil the related obligations arises directly from law.</p>	<p>For 10 years from the deletion from the Register of Public Sector Partners; data on the UBO for the period during which the natural person holds the status of UBO and for a further 5 years after the cessation of that status or the dissolution of the legal entity concerned.</p>

Protection of premises and visitor records:

Upon entry to the controller's premises, we may require your personal data for the purpose of keeping records of persons entering the controller's premises and providing such data to the building manager for the issue of an access card.

We process your personal data without your consent, as we have an interest in ensuring the protection of the premises in which we carry out our business activities and in preventing unauthorised persons from entering.

For a period of 1 year from the creation of the record.

To whom do we make your personal data available and transfer it?

We protect personal data and do not make them available or disclose them to third parties or entities, with the exception of our contractual partners who process personal data on our behalf and ensure their protection in accordance with our instructions (processors). These are mainly providers of cloud services (from web hosting to applications used for communication), accounting, marketing and IT services.

As the EMARK Group also operates in Australia, if we use the services of processors based in Australia, your personal data are transferred to Australia. Such transfer may take place without your consent, as (i) appropriate safeguards are provided, and (ii) you have enforceable rights and effective legal remedies as a data subject, in accordance with the standard contractual clauses on data protection adopted by the European Commission, which we have concluded with such processor.

Personal data may also be provided to Inphinity Limited, company registration number 12513383, with its registered office at Mappin House, 4 Winsley Street, London, England, W1W 8HF ("Inphinity Limited"), which is one of the EMARK Group companies. Inphinity Limited provides subcontracting activities for the other EMARK Group companies and therefore also for the controller, as a result of which your personal data may be transferred where necessary for the given purposes. As the Commission has issued an adequacy decision pursuant to Article 45(3) GDPR, i.e. on the adequate protection of personal data by the United Kingdom, it is not necessary to obtain your consent for the transfer of your personal data. The decisions are available below:

https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=OJ%3AL_202502574

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32025D1226>.

In some cases, Inphinity Limited may use external suppliers who will be granted access to your personal data and who may be located in third countries for the purpose of providing the relevant subcontracted services. However, Inphinity Limited will always have standard contractual clauses concluded with the external supplier for such transfers, unless the Commission has adopted an adequacy decision in relation to the country where the external supplier is located:

<https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32021D0914&from=SK>.

For the avoidance of doubt, where your personal data are provided or made available to an employee of EMARK s.r.o., which is also registered as a foreign company in Australia under registration number (ARBN): 628 003 716, this does not constitute a transfer of personal data, as in that case it is the same controller (the Slovak company).

We also provide your personal data to other Qlik Group companies in order to secure the sale of Qlik solutions, the processing of orders and customer enquiries, or the need to demonstrate the performance of a service provided by or financed by one of the Qlik companies. If you enter into a contract directly with a Qlik Group company, that Qlik Group company is considered to be the controller; otherwise, it is our processor. You can find Qlik's privacy policy at www.qlik.com. The transfer may also take place without your consent, as QlikTech Inc. is a participant in the EU-U.S. Data Privacy Framework (EU-U.S. DPF) in accordance with Commission Implementing Decision (EU) 2023/1795 of 10 July 2023 on the adequate level of protection of personal data under the EU-U.S. Data Privacy Framework and is listed among the participating organisations, see: Participant Detail QlikTech Inc. (dataprivacyframework.gov).

We may also transfer your personal data to our clients, business partners or other contractual partners (for example external suppliers, resellers and similar parties etc.) in third countries. As we operate on the international market, it is sometimes necessary, in the course of our business activities, to communicate with clients, business partners or other contractual partners and, for this purpose, to provide or make available your personal data to them in third countries. You are always informed of the third countries to which personal data is transferred in a particular case, or you may enquire at any time at privacy@emarkanalytics.com. If an adequacy decision of the European Commission under Article 45 GDPR applies to the relevant third country, the transfer will take place on the basis of that adequacy decision. If no adequacy decision exists, the transfer will take place on the basis of appropriate safeguards, in particular standard contractual clauses adopted by the European Commission under Article 46 GDPR, which may be made available to you upon request. Only if neither an adequacy decision nor appropriate safeguards are available may the transfer exceptionally take place on the basis of your explicit consent or another applicable derogation under Article 49 GDPR.

Only those of your personal data that are necessary for the processing purpose will be provided, for example for processing a client's order or another enquiry from a business partner or other contractual partner, in particular your title, first name, surname, place of business, telephone number and email address. Under no circumstances will your sensitive personal data or other personal

data that is not necessary for achieving the purpose be transferred. If, in a particular case, you are concerned about the consequences that such a transfer may have for your personal data, please do not hesitate to contact us before such transfer takes place.

If we use the legal services of auditors, lawyers or other regulated professions, they are regarded as independent controllers and are therefore obliged to ensure the protection of your personal data according to their own conditions.

If such an obligation arises from law or from a decision of a public authority, your personal data are also provided to a public authority or another entity.

What are your rights in the processing of personal data and how can you exercise them?

As a data subject, you are entitled to several rights under the GDPR, to which we would like to draw your attention. You may exercise individual rights with the relevant controller using the contact details set out above in these terms and conditions.

Right of access to personal data

You have the right to request that we confirm whether we process personal data relating to you and, if so, you have the right to access these personal data, as well as the right to basic information about the processing of your personal data. We may provide you only with your personal data, not with the personal data of other persons. In cases where access would adversely affect the rights of another person, we are not obliged to grant such access. In your request for access, please specify clearly the personal data to which you seek access. If in doubt, we may contact you to clarify the data you request. The first provision of such personal data is free of charge. Repeated provision of personal data requested by the data subject will be subject to an administrative fee of EUR 5.

Right to rectification and/or completion of personal data

You have the right to request that we rectify without undue delay inaccurate personal data concerning you, as well as the right to have incomplete personal data completed.

Right to erasure of personal data

You have the right to request immediate erasure of your personal data only if:

- personal data is no longer needed for the purposes for which they were collected or otherwise processed;
- you withdraw the consent on the basis of which the processing is carried out and if there is no other legal basis for the processing;
- you object to the processing and there are no overriding legitimate grounds for the processing;
- the personal data have been unlawfully processed;
- the personal data have to be erased in order to comply with a legal obligation under European Union law or the law of the Member State to which we are subject;
- the personal data have been collected in connection with the offer of information society services pursuant to Article 8 section 1 of the GDPR.

For this purpose, you can contact us at any time, and we will then assess whether there are exceptions in your case where it is not necessary to erase your data even if any of the above conditions are met (e.g. it is necessary for the exercise of legal claims).

Right to restriction of processing of personal data

You have the right to restrict the processing of your data (i.e. only to store your data, but not to process it in any other way) if:

- you have contested the accuracy of your personal data;
- the processing is unlawful and you oppose the erasure of the personal data and request the restriction of their use instead;
- we no longer need your personal data for processing purposes, but you need it to prove, assert or defend legal claims;
- you object to the processing.

For this purpose, you can contact us at any time, and we will then assess whether there are exceptions in your case where your personal data can be processed in other ways, not just by storage.

The right to object to the processing of personal data

You have the right to object to the processing of your personal data if the processing is necessary for the purposes of legitimate interests pursued by us or a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of your person requiring personal data protection. We may only process your personal data if we demonstrate the compelling legitimate grounds for the processing, which would override the interests, rights and freedoms, or the reasons for proving, asserting or defending legal claims. You always have the right to object to direct marketing!

Right to data portability

If the processing of your personal data is carried out by automated means, on the basis of your consent or for the purposes of performing the contract, you have the right to obtain personal data concerning you and which you have provided to us, in a structured, commonly used and machine-readable format, and you have the right to transfer this data to another person (controller), but only if it is technically possible.

Right to withdraw consent to the processing of personal data at any time

Last but not least, you have the right to withdraw your consent to the processing of personal data concerning you at any time, if you have given such consent, by sending a withdrawal to the contact details of the controller, unless it is otherwise possible to withdraw the consent. Withdrawal of consent does not affect the lawfulness of the processing of personal data based on consent prior to its withdrawal.

Right to lodge a complaint to the supervisory authority

We would also like to inform you that if you believe that the rights of natural persons have been violated in the processing of your personal data or in violation of the GDPR, you can file a petition to initiate a personal data protection procedure with the Office for Personal Data Protection of the Slovak Republic (a sample petition is published on the website of the Office for Personal Data Protection of the Slovak Republic www.dataprotection.gov.sk), or to another competent supervisory authority, whose contact details can be found here: [Data Protection Authorities – European Commission \(europa.eu\)](http://Data Protection Authorities – European Commission (europa.eu)).

Is the provision of your personal data voluntary or compulsory?

The provision of your personal data, which we process on the basis of your consent, is voluntary and is not a legal or contractual requirement, as a result of which failure to provide it has no negative consequences for you. In the event that the processing of personal data is done on the legal basis of the performance of the contract or the fulfilment of legal obligations, failure to provide it may result in the impossibility of performing such a contract or breach of a legal obligation. In case of essential cookies, failure to provide personal data may result in a malfunction of the website.

In other cases, failure to provide your personal data does not have any direct adverse consequences for you; however, if we are unable to pursue our interest in the processing of personal data, this may also indirectly affect your rights (for example, the inability to ensure IT security for us, which may result in reduced security of your personal data or other data).

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