



PRIVACY POLICY

according to which the controller informs the data subjects about the processing of their personal data

CONTROLLER:

CryptoDiggers s. r. o.

with its registered seat at: Gallayova 15, 841 02 Bratislava

ID No.: 47 879 726

*registered in the Commercial Register of District Court Bratislava I,
Section: Sro, File No: 100330/B*

(hereinafter "**Controller**")

Relevant contact data of the person designated for the protection of personal data:

In case the data subject has any questions regarding the processing of their personal data, or if he/she wishes to assert any of his/her rights related to the processing of their personal data by the Controller, the data subject may address his or her **request** to the following designated person:

Peter Bešina

e-mail: peter.besina@cryptodiggers.eu

(hereinafter "**Designated person**")

The request does not require specific form and the data subject can submit it by e-mail, by post or by telephone.

1. Purpose

MOTÚZOVÁ & LACKO advokátska kancelária | attorneys at law

member of [ubiquity lawyers' network](#) | europe@asia

Grösslingová 62, 811 09 Bratislava

+ 421 902203238 | motuzova@akmotuzova.sk

+421 905686 862 | lacko@akmotuzova.sk

+421 908608 932 | gabris@akmotuzova.sk

1.1 The Controller hereby fulfils its obligation to provide information to natural persons (hereinafter "**Data subjects**") concerning the processing of their personal data by the Controller (based on Article 13 of Regulation 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal and on the free movement of such data [hereinafter "**GDPR**"]).

1.2 The Data subjects have right to be informed about the processing of their personal data before the Controller starts processing them.

1.3 The Controller's goal and effort is to ensure that the Data subject is informed in a simple manner about the processing of their personal data by the Controller and that they are aware of their rights in relation to the processing of personal data. If the Data subject has any questions related to the processing of their personal data, they may contact the above-mentioned Designated person who will provide them with the response in a clear and understandable way.

2. Information about the personal data of the Data subjects processed by the Controller

2.1 The Controller processes the following personal data of natural persons, for the following purpose and on the following legal basis:

Purpose	Legal basis	Categories of data subjects	Categories of personal data
<i>why do we process your personal data?</i>	<i>on what basis do we process your personal data?</i>	<i>whose personal data do we process?</i>	<i>what personal data do we process?</i>

(A) fulfilment of legal obligations in the field of taxes and accounting

special laws (especially the Income Tax Act, the VAT Act, the Accounting Act)

- business partners (including clients)

- identification data (especially name, surname, address of residence or place of business, eventually ID number, VAT number, VAT number);
- information on the services provided

Note (explanation):

In order to comply with our tax and accounting obligations (invoicing, bookkeeping) we process the personal data of our business partners.

(B) records of incoming and outgoing mail

special laws (in particular the Archives and Registries Act, e-Government Act)

- mail recipients and senders

- name and address of the recipient and sender of the mail

Note (explanation):

In order to fulfil our legal obligations in the area of receiving and sending correspondence, we process personal data of recipients and senders of mail.

(C) conclusion and performance of contracts with business partners	contract between the Controller and third party; pre-contractual relations	-	business partners, clients, customer	-	identification data (in particular name, surname, title, address);
					information on the goods or services provided;
					address for service delivery;
					email address;
					phone number

Note (explanation):

If you are a person who has ordered services from us or we have ordered goods or services from you, we process your personal data on the basis of a contract concluded with you (or on the basis of pre-contract negotiations).

(D) communication with business partners contact persons	legitimate interest	-	contact persons of business partners	-	name, surname;
					position;
					contact details (email, phone number)

Note (explanation):

Our contractual partners are also legal entities with whom we communicate through the so-called contact persons. For the purposes of this communication, we need to process personal data of these contact persons.

(E) enforcement of claims	legitimate interest	-	current or past business partners, clients, customers;	-	identification data (especially name, surname, address of residence or place of business, eventually ID number, VAT number, VAT number);
					information on the services provided
			contact persons of business partners		

Note (explanation):

If you fail to fulfil your contractual obligations, we are (in rare cases) forced to enforce our legitimate claims. For this purpose, it is necessary to process your personal data.

(F) public relations (presentation of the Controller and its activities on social networks)	- legitimate interest (marketing)	-	fans of our social networks	-	portrait (picture)
					name and surname (nickname)
			participants of events organized or attended by the Controller		content produced by Data subjects

Note (explanation):

As part of the Controller's presentation in the public (the so-called public relations) through the website and social networks, we created social network fun pages or user accounts, where we publish various content, publish photographs from our events, and events we had attended. We do this to improve public perception of our organization.

(G) fulfilment of the legal obligation in the area of prevention of money laundering and prevention of terrorist financing	Act no. 297/2008 Coll. on protection against money laundering and protection against terrorist financing	- client	- identification data; - all other data necessary to ensure customer due diligence and to prevent money laundering
---	--	----------	---

Note (explanation):

*The aforementioned processing of personal data relates to the Controller's activity in connection with the exchange of digital currencies for fiat currencies and vice versa. The Controller, **following** the implementation of Directive 2018/843 of the European Parliament and of the Council of 30 May 2018 amending Directive (EU) 2015/849 on the prevention of the use of the financial system for the purpose of money laundering or terrorist financing and Directive 2009/138 / EC and 2013/36 / EU (the so-called 5th AML Directive) into the Slovak legal order (Act No. 297/2008 Coll. on protection against money laundering and protection against terrorist financing) will become an obliged entity. In order to fulfill the obligations under the legislation above, the Controller will have to process your personal data to the extent necessary in the performance of the so-called customer due diligence. The extent of the processing of personal data varies and depends in particular on the risk of money laundering.*

In particular, the Controller shall process the data necessary to identify and verify the identification of the client and to identify and verify the beneficial owner, as follows:

- (i) when using a self-service ATMs: telephone number, photo scan of identification document;*
- (ii) when using a payment gateway: client (legal entity) identification data, client email, IBAN, bank name, name and surname of members of statutory body, signature; regarding the transaction: data concerning the virtual currency address, transaction identification number (ID), variable symbol;*
- (iii) when using the virtual currency exchange service in connection with SEPA transfers: name, surname, date of birth, address, identification document type, identification document number, date of issue, expiry date, variable symbol.*

In addition to the data above, the Controller may request from the data subject additional data necessary to identify and verify the identification of the client and to identify and verify the beneficial owner, especially if there is an increased risk of money laundering.

(H) prevention of money laundering and prevention of terrorist financing	legitimate interest	- client	- identification data; - all other data necessary to ensure customer due diligence and to prevent money laundering
---	---------------------	----------	---

Note (explanation):

*The aforementioned processing of personal data relates to the Controller's activity in connection with the exchange of digital currencies for fiat currencies and vice versa. The Controller, **until** the implementation of Directive 2018/843 of the European Parliament and of the Council of 30 May 2018 amending Directive (EU) 2015/849 on the prevention of the use of the financial system for the purpose of money laundering or terrorist financing and Directive 2009/138 / EC and 2013/36 / EU (the so-called 5th*

AML Directive) into the Slovak legal order (Act No. 297/2008 Coll. on protection against money laundering and protection against terrorist financing) is not an obliged entity and does not need to review its clients to prevent money laundering. Nevertheless, the Controller has decided not to 'wait' for the implementation of the Directive and to implement measures to prevent money laundering beforehand. For this purpose, the Controller processes your personal data, while performing the so-called customer due diligence. The extent of the processing of personal data varies and depends in particular on the risk of money laundering.

In particular, the Controller shall process the data necessary to identify and verify the identification of the client and to identify and verify the beneficial owner, as follows:

- (iv) when using a self-service ATMs: telephone number, photo scan of identification document;
- (v) when using a payment gateway: client (legal entity) identification data, client email, IBAN, bank name, name and surname of members of statutory body, signature; regarding the transaction: data concerning the virtual currency address, transaction identification number (ID), variable symbol;
- (vi) when using the virtual currency exchange service in connection with SEPA transfers: name, surname, date of birth, address, identification document type, identification document number, date of issue, expiry date, variable symbol.

In addition to the above data, the Controller may request from the Data subject additional data necessary to identify and verify the identification of the client and to identify and verify the beneficial owner, especially if there is an increased risk of money laundering.

(I) client identity verification	legitimate interest (fraud prevention)	- client	- identification data (including data from an ID)
---	--	----------	---

Note (explanation):

In order to prevent fraud, the Controller verifies the identity of its clients (i.e. whether the person using the Controller's services is indeed the person he / she is impersonating). For this purpose, the Controller uses the services of external verifiers.

(J) marketing in the form of sending newsletters to existing and former business partners, clients and registered persons	legitimate interest (in relation to existing business partners and clients); consent (in relation to registered persons)	- former and existing business partners and clients; - registered persons	- identification of the business partner (in particular name, surname, business address), client or registered customer; - information on the services provided; - email address
--	--	--	--

Note (explanation):

For the purpose of direct marketing, we contact our current and past business partners, clients and registered persons (registration for sending a newsletter is possible through our website), most often regarding the news in the provision of our services.

2.2 In case you (as Data subject) are interested in information about specific personal data processed by the Controller, you may send your request to the Designated person.

2.3 For the sake of completeness, we hereby inform you that we also act as a processor in relation to our clients (who use our payment

gateway services). If you wish to inquire about the processing of personal data by these entities, it is necessary to contact them directly. However, if necessary, we can assist you and can mediate your request to these entities.

3. Categories of recipients of personal data

3.1 The Controller provides personal data of the Data subjects to the following categories of recipients:

- an accounting service provider that manages the Controller's accounting (purpose A);
- postal and delivery operator (purpose B);
- operator of the state-operated electronic mailbox (purpose B);
- lawyer, court, bailiff (purpose E);
- providers of social networking services (purpose F);
- Financial Intelligence Unit (purposes G, H);
- external provider of identity verification services (purpose I);
- external marketing services providers (purpose K);
- other public authorities, insofar as special legislation requires so.

3.2 Personal data will only be provided to recipients to the extent necessary for the designated purpose.

3.3 If you as Data subject are interested in knowing about the particular recipients and the extent of the personal data provided to that recipient, you may address your application to the Designated person.

4. Transfer of personal data to third countries

4.1 The Controller will not transfer the personal data of the Data subjects to a third country (outside the European Union). An exception is the case if the Controller uses a social network provider that is established in the United States of America. In such a case the social network provider must be registered and comply with the so-called *Privacy Shield* (which provides an adequate level of protection according to the decision of the European Commission).

5. Retention of personal data

5.1 Personal data that we process on the basis of a special regulation will be kept for as long as required by the applicable special regulation.

- 5.2 Where the processing of personal data is based on a contract, the Controller shall process the personal data of the Data subject for the duration of the contract and, in addition, for the expiry of the limitation period related to the last applicable claim of the Controller or the Data subject.
- 5.3 Personal data for the purpose of communication with a business partner and for the purpose of enforcing our legitimate claims are processed for as long as the processing is necessary for that purpose (the maximum period is until the claims are time-barred).
- 5.4 Personal data for marketing purposes and purposes of the promotion of the Controller will be kept for a period of 5 years from the last contact with you.
- 5.5 Personal data processed with consent will be processed until consent is revoked. You are entitled to withdraw your consent to the processing of personal data at any time.
- 5.6 Upon your request, we will provide you, through the Designated person, with any further information regarding the period during which we store your personal data.

6. Information on *cookies*

- 6.1 *Cookies* are small text files that a website saves on the person's computer or mobile device while browsing. With this file, the website keeps track of the person's actions and preferences for a while, so they don't have to submit them when they visit or browse the website again.
- 6.2 The *blog.cryptodiggers.eu* website uses the following types of cookies for the following purposes:

name of cookie	type of cookie	purpose of cookie	retention period	list of third parties (who have access to cookies)
Google Analytics	Analytics	For boosting of visits of the website	Year	WY, google

--	--	--	--	--

6.3 Cookies may be reviewed or deleted at the discretion of the Data subject. See aboutcookies.org for details. The Data subject can delete all cookies stored on his/her computer or mobile device, and you can set most browsers to prevent them from being stored. The procedure for deleting cookies depends on the browser you use. Here are links on how to proceed from the providers of mostly used internet browsers:

- a) [Google Chrome](#)
- b) [Mozilla Firefox](#)
- c) [Microsoft Internet Explorer](#)

7. The rights of the Data subject in relation to the processing of personal data

7.1 As Data subject you have the right to obtain from the Controller confirmation as to whether or not personal data concerning you are being processed, and, where that is the case, access to the personal data.

[Further details and information regarding the right of access can be obtained from the Designated person.]

7.2 As Data subject you have the right to obtain from the Controller without undue delay the rectification of inaccurate personal data concerning you. Taking into account the purposes of the processing, you shall have the right to have incomplete personal data completed, including by means of providing of a supplementary statement.

7.3 As Data subject you have the right to obtain from the Controller the erasure of personal data concerning you without undue delay and the Controller has the obligation to erase your ypersonal data without undue delay where one of the following grounds applies: (i) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed; (ii) you withdraw consent on which the processing is based and where there is no other legal ground for the processing; (iii) the personal data have been unlawfully processed; (iv) the personal data have to be erased for compliance with a legal obligations.

[Further details and information regarding the right of erasure can be obtained from the Designated person.]

- 7.4 As Data subject you have the right to obtain from the Controller restriction of processing where one of the following applies: (i) the accuracy of the personal data is contested by you as the Data subject, for a period enabling the Controller to verify the accuracy of the personal data; (ii) the processing is unlawful and you oppose the erasure of the personal data and requests the restriction of its use instead; (iii) the Controller no longer needs the personal data for the purposes of the processing, but they are required by you for the establishment, exercise or defence of legal claims; (iv) you have objected to processing pending the verification whether the legitimate grounds of the Controller override those of you as the Data subject.

[Further details and information regarding the right to restriction of processing can be obtained from the Designated person.]

- 7.5 As Data subject you have the right to object, on grounds relating to your particular situation, at any time, to processing of personal data concerning you, which is based on legitimate interest of the Controller, or tasks carried out in the public interest, including right to object profiling. 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 Data subject or for the establishment, exercise or defence of legal claims. Where personal data are processed for direct marketing purposes, you as Data subject have the right to object at any time to processing of personal data concerning you for such marketing, which includes profiling to the extent that it is related to such direct marketing.

[Further details and information regarding the right to object can be obtained from the Designated person.]

- 7.6 As Data subject you have the right to receive the personal data concerning you, which you have provided to the Controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the Controller provided that (a) the processing is based on consent or on a contract; and (b) the processing is carried out by automated means.

[Further details and information regarding the right to data portability can be obtained from the Designated person.]

- 7.7 As Data subject you have the right to lodge a complaint with the Data Protection Office if you consider that the processing of

personal data concerning you is in contrary to the applicable provisions. Further details and information on claiming the right to complain may be obtained from the Controller through the Designated person.

- 7.8** Further details and information regarding the exercise of your rights with regard to the processing of your personal data may be obtained from the Controller through the Designated person.

8. Further information about personal data

- 8.1** As a Data subject, you may ask the Designated person whether the provision of personal data is a legal or contractual requirement, or a requirement required for the conclusion of a contract and whether you are obliged to provide personal data.

