

## Protection and Processing of Personal Data

### Processing and Protection of Personal Data

4KMD Solution s.r.o., registered office at Aviatická 1048/12, Ruzyně, 161 00 Prague 6, company reg. no.: 07086865, listed in the Commercial Register maintained by the Metropolitan Court of Prague, file sign C 294071, running EveryDay Fitness, processes the below-specified personal data, in the position of data controller, if you inform about or place an order for services, in the meaning of Regulation (EU) No. 2016/679 of the European Parliament and of the Council 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 (General Data Protection Regulation):

Name and surname

Photograph

Email address

Phone number

The name and surname, photograph, email address and phone number need to be processed in order to create an offer for services, arrange for a trial of EveryDay Fitness services or negotiate an offer. 4KMD Solution s.r.o., registered office at Aviatická 1048/12, Ruzyně, 161 00 Prague 6, company reg. no. 07086865 will process these personal data for the time of negotiating the agreement between you and 4KMD Solution s.r.o. for a maximum period of 2 years of your request for information unless you grant consent to longer processing. Without processing these personal data it is technically impossible for us to provide you with the service and get in touch with you.

Personal data are processed by 4MKD Solution s.r.o. in the position of data controller.

Please note that the personal data protection law vests you with certain rights, which are described further in this document – chapter Information on Your Rights in connection with Processing of Personal Data.

### Consent to Processing Personal Data for Marketing Purposes

1. You hereby grant your consent for 4KMD Solution s.r.o., registered office at Aviatická 1048/12, Ruzyně, 161 00 Prague 6, company reg. no.: 07086865 to process the following personal data:

Name and surname

Photograph

Email address

Phone number

2. Your first name and surname, phone number and email address will primarily be processed to create appropriate product and/or service offers from 4MKD Solution s.r.o. or third parties and in connection

with addressing the customer, by telephone, in writing, by all means of web advertising and through electronic communication using the contact details.

3. These data will be processed by the controller for 5 years. Personal data are processed by 4MKD Solution s.r.o. in the position of data controller.

4. You give your express consent to the above-stated processing. You may withdraw your consent any time, such as by sending us an email or letter to our correspondence address or email (info@everydayfitness.cz) – please refer to chapter Information on Your rights in connection with Processing of Personal Data.

5. Personal data are processed by the Controller.

6. Please note that the personal data protection law vests you with certain rights, which are described further in this document – chapter Information on Your Rights in connection with Processing of Personal Data.

#### Processing of Personal Data for Legitimate Interest

Processing because of performing contracts, complying with statutory duties and pursuing legitimate interests.

The provision of the personal data necessary for performing contracts, complying with statutory duties or protecting legitimate interests is compulsory. It would be impossible to provide services without being provided with personal data for these purposes. Our processing of personal data for these purposes requires no consent. The processing of personal data for performing contracts and complying with statutory duties cannot be refused.

This primarily concerns the following purposes:

Arranging the opportunity to visit the fitness centre (performing a service agreement)

In this purpose the following data are processed by us: customer number, degree, first name and surname, photograph, address, personal ID or date of birth, the number of identity cards presented, phone number, email address, method of payment, bank and account.

Purposes specified by separate legislation for criminal proceedings and compliance with the duty to cooperate with

the Czech Police and other government authorities (compliance with statutory duties)

Enforcing claims against customers, and other customer disputes (legitimate interest)

In this purpose the following data are processed by us: customer number, first name and surname, photograph, address, personal ID, numbers of outstanding invoices, due dates, outstanding amounts, payment ID for mass payment, contact phone number, email address, data on debtors (legitimate corporate interest).

The personal data in these purposes are only processed in the scope as necessary to achieve these purposes, for the necessary period or the period required by law. After that the personal data are deleted or anonymised.

If customers of the EveryDay Fitness services have discharged all obligations owed to the said company, we are authorised to process in customer database such customers' basic personal, identification, contact and service data for a period of 4 years of the termination of the last service agreement.

Invoices are issued in accordance with section 35 of Act no. 235/2004 Sb., the VAT Act, and archived for 10 years of the data of issue. Service agreements are also archived for 10 years of termination in order to keep evidence of the legal basis for issuing a particular invoice.

#### Recipients and Transfers of Personal Data

Performing its obligations and exercising its rights out of contracts and agreements, the company makes use of professional and specialised services of third parties. If these contractors process personal data received from the Company, they do so in the position of personal data processors, only process personal data as stipulated in contract and directed by the Company and may not use personal data in any other manner.

These contractors may include:

- companies in debt collection and management
- lawyers, notaries and executors
- auditors and accounting firms

Each such would-be contractor is subject to a stringent selection procedure and each engaged contractor is entered into a personal data processing agreement defining for the processor strict personal data protection and security obligations.

Processors are companies with registered office in the Czech Republic. We transfer no personal data to any recipient or processor abroad.

Discharging its statutory duties, the Company also transfers personal data to administrative bodies and authorities specified in applicable legislation because some public administration bodies and other organisations may request information about you. These bodies and organisations include courts, the Czech Police and other entities. We only provide the data if legislation permits the requesting party to request the data.

#### Information about Your Rights in connection with Processing of Personal Data

##### 1. Right of Access to Personal Data

You have the right to access your personal data, which includes the right to obtain:

confirmation whether we processes any personal data about you,

information about the purposes of processing,

and the right to receive a copy of your personal data.

Please send your request by letter to 4KMD Solution s.r.o., registered office Aviatická 1048/12, Ruzyně, 161 00 Prague 6, deliver by hand at the reception of Everyday Fitness or send electronically to [info@everydayfitness.cz](mailto:info@everydayfitness.cz).

## 2. Right to Have Inaccurate Data Rectified

We rectify the data without undue delay. You may place your data rectification request at the reception desk of EveryDay Fitness.

## 3. Right of Erasure

You have the right to request erasure of your personal data unless we prove our legitimate grounds for the processing of the data. Please note that we have procedures in place that erase your personal data if we do not have a valid processing consent or are unable to prove the legitimacy of our interest.

## 4. Right to Restriction of Processing

If you submit a complaint or suggestion, you have the right to restricted process of your data until your objection or suggestion is responded to.

## 5. Right to Be Notified Rectification, Erasure or Restriction of Processing

At your request you will be notified if your personal data are rectified or deleted, except where such notification is impracticable or requires unreasonable effort. Please send your request by letter to 4KMD Solution s.r.o., registered office Aviatická 1048/12, Ruzyně, 161 00 Prague 6.

## 6. Right to Personal Data Portability

This is your right to request that your personal data should be transferred to a different controller. We will transfer your data if it is technically feasible, the controller has a duly appointed person to act for the controller, this person can be identified and the transfer cannot infringe on third party rights.

## 7. Right to Object to Processing

You have the right to object to the processing of your personal data for legitimate interest.

Unless we establish the existence of a serious legitimate ground for processing, we will stop processing your data at your objection without undue delay. Please send your objection by letter to 4KMD Solution s.r.o., registered office Aviatická 1048/12, Ruzyně, 161 00 Prague 6.

## 8. Right to Withdraw Consent

The consent to personal data processing can be withdrawn at any time. If you wish to withdraw your consent, send us a letter to 4KMD Solution s.r.o., registered office at Aviatická 1048/12, Ruzyně, 161 00 Prague 6, or an email to [info@everydayfitness.cz](mailto:info@everydayfitness.cz) from your contact address registered with us. You must specify the purpose of processing for which you withdraw you consent.

## COOKIES AND OTHER WEB TECHNOLOGIES

We use cookies and other technologies to collect information about the traffic on our website. It is the user website behaviour obtained from cookies and other technologies if they are permitted in

the web browser. These data are processed in order to ensure the running of our website, measure the website's traffic and facilitate web advertising.