

Program	BIRTHDAY GIFTS
Program Organizer (hereinafter: „Gomez”)	Gomez spółka akcyjna (Gomez Joint-stock company) with registered office in Poznań (60-693) at Tomasz Drobniaka 2 street, entered in the Register of Entrepreneurs of the National Court Register under the KRS number 0000934369 (registration files stored by Polish District Court in Poznań – Nowe Miasto i Wilda in Poznań, VIIIth Commercial Department of National Court Register), with a share capital of PLN 110.000 paid in full, NIP 9721248769, REGON 302694351, e-mail: bok@gomez.pl .
Benefits of participation in Program	On the birthday, the Participant receives a birthday voucher (hereinafter: Voucher) worth PLN 50.00 to be used for shopping in the online store gomez.pl . The coupon can be used only once.
Participants	Only natural persons who are consumers, who are of legal age and have full legal capacity, can be Participants in the Program. The condition for participation in the Program is having a Customer Account in gomez.pl online store. Creating a Customer Account does not automatically mean joining the Birthday Gifts program. The Customer may join the Program by selecting the appropriate checkbox and entering their date of birth in the Customer Account when registering the account. The Customer may also join the program at a later date by selecting the appropriate checkbox in their profile and entering their date of birth in the Customer Account. The Participant may resign from participation in the Program at any time by sending information about resignation from participation in the Program in writing or by e-mail (to the address: bok@gomez.pl), or by selecting the appropriate checkbox in the customer's profile, which results in the automatic removal of the Customer's date of birth from the Customer Account and database.
Program duration	The Program runs until June 30, 2024 . Gomez may extend the duration of the Program for further periods, about which it will inform in an appropriate manner, indicating the period for which the Program has been extended.
Voucher	During the Program, the Participant receives the Voucher on their birthday (and if the birthday does not fall on a working day, then on the working day before or after the birthday) and can use it within the next 7 days (however not later than within 7 days from the date of completion of the Program). The voucher will be delivered to the Participant by e-mail to the e-mail address provided as part of the Customer Account . The condition for receiving the Voucher is that the Participant submits their participation in the Program at least one month before the Participant's birthday . In order to redeem the Voucher, the Participant must provide the Voucher code when placing an order in the gomez.pl online store. The voucher can be used when purchasing products covered by the sell-off and discount. Redemption of the Coupon results in the purchase price being reduced by PLN 50.00. The condition for the use of the Voucher is the Participant's one-time purchase for a minimum amount of PLN 300.00 . The voucher cannot be exchanged for cash. The Participant may use the Voucher only until the end of the Program. In the case of returning purchases made with the use of the Voucher (if it is possible in accordance with the rules in force at Gomez, including the statutory right of withdrawal from a distance contract) in whole or in respect of such a quantity of products that the total price of the remaining purchased products (before taking into account the Voucher) has fallen below the amount of PLN 300.00, the Participant receives a refund of the price paid for the returned products, less the amount of the Voucher, i.e. PLN 50.00.
Terms and Conditions for download	Terms and Conditions of the Program are available for download in a PDF file at: https://gomez.pl/en/birthday_gifts_terms_and_conditions.pdf
Personal data	Privacy Policy concerning the program can be found below.
Legal disclaimer	Complaints regarding the Program can be submitted to Gomez in writing to the following address: Gomez spółka akcyjna, ul. Diamentowa 9, 62-002 Suchy Las (with the note: Birthday Gifts Program) within 14 days from the date of the occurrence of an irregularity. Complaints submitted after the deadline will not be considered. Complaints are considered within 14 days from the date of their delivery to the Organizer. Technical requirements necessary for cooperation with the ICT system used by the Organizer: <ul style="list-style-type: none">• a mobile device with Internet access,• web browser,• enabling Cookies and current Javascript in the web browser. The Organizer informs that the use of services provided electronically may involve risk. Possible risks associated with this are indicated in the table below . The organizer takes appropriate actions to minimize these risks. The Participant has no right to transfer the rights and obligations arising from these Terms and Conditions, including participation in the Program, to other third parties or entities.

Date of introduction June 1, 2018.

PRIVACY POLICY OF THE BIRTHDAY GIFTS PROGRAM

We care about the privacy and security of your data. That is why we have prepared a Privacy Policy for you which describes how Gomez processes the personal data of Participants of the **Birthday Gifts Program**.

Remember that we do not sell your data or make it commercially available to other third parties. We transfer your personal data to our partners to the extent necessary to help us carry out the Program. This data will be processed in accordance with the Personal Data Protection Act and the EU Regulation No. 2016/679 on the protection of personal data [GDPR].

Who are we?

The administrator of your personal data is a Polish company:

Gomez spółka akcyjna (Gomez joint-stock company)

Tomasza Drobnika 2, 60-693 Poznań, Poland

KRS 0000934369 (Register of Entrepreneurs of the National Court Register) | **NIP 9721248769** | **REGON 302694351**

registration files stored by Polish District Court in Pozna – Nowe Miasto i Wilda in Poznań

VIIIth Commercial Department of National Court Register

You can contact us:

- by e-mail: **bok@gomez.pl**
- by mail:

Gomez spółka akcyjna
Biuro Obsługi Klienta
ul. Diamentowa 9
62-002 Suchy Las
Polska

You can also contact our **Data Protection Officer**:

- by e-mail: **dataprotection@gomez.pl**
- by mail:

Gomez spółka akcyjna
Data Protection
ul. Diamentowa 9
62-002 Suchy Las
Polska

Why do we process your data?

PARTICIPATION IN THE PROGRAM

Personal data provided in the Program will be processed by Gomez for the purposes of participation in the **Birthday Gifts Program**.

What personal data do we process for this purpose?

- name and surname (required)
- e-mail address (required)
- date of birth (required)
- telephone number (optional)
- address details (optional)

Providing the above personal data specified as required is voluntary. However, failure to provide this personal data makes it impossible to participate in the **Birthday Gifts Program**. Failure to provide additional data, specified as optional, prevents the use of additional options for which this data is needed.

On what legal basis do we process your personal data?

The legal basis for our processing of your personal data is:

- performance of the concluded contract [art. 6 sec. 1 let. b GDPR]
- consent to the processing of data of the subject that the data concerns [art. 6 sec. 1 let. and GDPR]
- legitimate interest of the administrator - in the use of data for direct marketing purposes, including profiling and customer satisfaction research [art. 6 sec. 1 let. f GDPR]
- legitimate interest of the administrator - for the purposes of defense/claims [art. 6 sec. 1 let. f GDPR]

Gomez spółka akcyjna (Gomez joint-stock company)

Tomasza Drobnika 2, 60-693 Poznań

KRS 0000934369 (Register of Entrepreneurs of National Court Register) | **NIP 9721248769** | **REGON 302694351**

Registration files stored by Polish District Court in Poznań - Nowe Miasto i Wilda in Poznań,

VIIIth Commercial Department of National Court Register

- fulfillment by the administrator of the obligations arising from the provisions of law [Art. 6 sec. 1 let. c GDPR in connection with the provisions of the Act on accounting]

How long do we store your data?

We will store your data for up to 7 years (6 years + 1 year) with effect on the last day of the calendar year, due to the length of the limitation periods for claims (Article 118 of the Civil Code, Article 86 paragraph 1 of the Tax Ordinance Act). In the case of pending proceedings regarding claims, your data may be processed longer - until such proceedings are legally valid.

HANDLING OF COMPLAINTS

In addition, in the event of a complaint, the data provided in the complaint will be used for the purposes of handling the complaint process.

What personal data do we process for this purpose?

- name and surname (required)
- address details (required)
- e-mail address (optional)
- telephone address (optional)
- bank account number (optional)

Providing the above personal data specified as required is voluntary. However, failure to provide this personal data makes it impossible to accept and consider the complaint. Failure to provide additional data, specified as optional, prevents the use of additional options for which this data is needed (e.g. failure to provide the telephone number/e-mail address prevents this way of contacting the Customer for the purposes of the complaint process).

On what legal basis do we process your personal data?

The legal basis for our processing of your personal data is:

- performance of the concluded contract [art. 6 sec. 1 let. b GDPR]
- fulfillment by the administrator of the obligations arising from the provisions of law [Art. 6 sec. 1 let. c GDPR in connection with the provisions of art. 8 sec. 3 point 4 of the Act on the provision of electronic services]
- legitimate interest of the administrator - for the purposes of defense/claims [art. 6 sec. 1 let. f GDPR]
- fulfillment by the administrator of obligations under the law [Art. 6 sec. 1 let. c GDPR in connection with the provisions of the Accounting Act]

How long do we store your data?

We will store your data for up to 7 years (6 years + 1 year) with effect on the last day of the calendar year, due to the length of the limitation periods for claims (Article 118 of the Civil Code, Article 86 paragraph 1 of the Tax Ordinance Act). In the case of pending proceedings regarding claims, your data may be processed longer - until such proceedings are legally valid.

Who has access to your personal data?

We do not sell your data or make it commercially available to other third parties. We transfer your personal data to the necessary extent only to our partners who help us in the implementation of the Program - companies providing us with courier, accounting, legal, IT services, etc. We conclude appropriate data processing agreements with all entities to which we entrust the processing of your personal data so that your data is always safe. We also keep a register of these entities.

Below you can familiarize yourself with the categories of recipients to whom your data will be disclosed:

Our Employees	• Access to your data is given to employees/co-workers whom we have authorized to process specific personal data.
Payment providers	• If you make a purchase in our online store, the data necessary to make a given payment will be received by the payment provider selected by you.
Couriers	• If you make a purchase in our online store, your data, necessary to deliver the parcel to you, will be received by the courier company of your choice.
IT and technical services providers	• Your data may be accessed by companies that provide us with IT and technical services needed for the proper operation and development of our website, IT systems, and hardware/technical infrastructure.
Marketing services providers	• If you agree, access to your data may be obtained by companies that provide us with marketing services, including sending our commercial information by e-mail (e.g. newsletter), profiling, and customer satisfaction surveys.

Providers of other services	<ul style="list-style-type: none"> Access to your data may be obtained by companies that provide us with other services needed for our operation and development (eg. accounting, legal, consulting, etc.), in particular companies dealing with the Program service.
Gomez group	<ul style="list-style-type: none"> Companies from the Gomez group (i.e. Gomez spółka akcyjna with its registered office in Suchy Las [KRS 0000934369] and companies in which Gomez Sp. z o.o. is a general partner) and employees/associates of these companies who have been authorized to access your data to process certain personal data.

Where do we store your data?

We store the collected personal data in the European Economic Area (EEA), but they may also be sent to countries outside this area and processed there. Each operation of transferring personal data is performed in accordance with applicable law, in particular GDPR [Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 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]. When data is transferred outside the EEA, Gomez uses Standard Contractual Clauses and the Privacy Shield as safeguards for countries for which the European Commission has not determined an adequate level of data protection.

What rights do you have?

Right of access to data	<ul style="list-style-type: none"> You have the right to access your data at any time. To exercise this right, please contact us.
Right to correct data	<ul style="list-style-type: none"> You have the right to request rectification of your personal data when it is incorrect. To exercise this right, please contact us.
Right to remove data	<p>You have the right to request deletion of data if:</p> <ul style="list-style-type: none"> Your personal information is no longer necessary for the purposes for which it was collected or otherwise processed; You have withdrawn your consent to the processing of personal data and there is no other legal basis for Gomez to process this data, You objected to the processing of your data for purposes arising from legitimate interests pursued by the administrator or by a third party, Your personal data has been processed unlawfully, Your personal data must be deleted in order to comply with a legal obligation provided for by EU law or the law of a Member State to which Gomez is subject, Your personal data has been collected in connection with the offering of information society services to a child.
Right to limit data processing	<p>You have the right to request Gomez to limit the processing of your personal data when:</p> <ul style="list-style-type: none"> you question the correctness of the personal data - for a period allowing Gomez to check the correctness of this data, the processing of data by Gomez is unlawful (when you prefer Gomez to limit the use of your data instead of deleting it), Gomez no longer needs personal data for processing purposes, but you need it to establish, pursue, or defend claims, you object to the processing of your data for purposes arising from legitimate interests pursued by the administrator or by a third party - until it is determined whether the legitimate grounds on the part of the administrator override the grounds for your objection. <p>If data processing has been limited, your personal data may only be processed (except for storage) with your consent or if there is a legal reason for continuing such processing.</p>
The right to object to the processing of data based on the legitimate interest of Gomez	<ul style="list-style-type: none"> You have the right to submit - for reasons related to your particular situation - your objection to the processing of your personal data by Gomez due to the legitimate interest of Gomez (including profiling). In this case, Gomez will stop processing your personal data, unless there are valid and legally justified grounds for processing, overriding the reasons for the objection or it is needed to pursue or defend claims. To exercise this right, please contact us.
The right to object to data processing for direct marketing purposes, including profiling	<ul style="list-style-type: none"> You also have the right to object to the processing of your data by Gomez for direct marketing purposes, including profiling. To exercise this right, please contact us. Profiling does not increase the number of advertisements displayed/commercial information sent, but only makes them more tailored to your needs. Thanks to profiling, on the basis of data collected from devices, such as product pages opened in our online store, saved cookies, as well as personal data provided to us, advertisements displayed to you and commercial information sent (if you have agreed to receive it separately) will be more useful.

Gomez spółka akcyjna (Gomez joint-stock company)

Tomasza Drobniaka 2, 60-693 Poznań

KRS 0000934369 (Register of Entrepreneurs of National Court Register) | NIP 9721248769 | REGON 302694351

Registration files stored by Polish District Court in Poznań - Nowe Miasto i Wilda in Poznań,

VIIIth Commercial Department of National Court Register

We do not make any automated decisions about you (decisions without human intervention).

The right to withdraw consent to data processing

- With regard to data processed by us on the basis of your consent, you have the right to withdraw your consent to the processing of personal data at any time (withdrawal of consent, however, is not retroactive). To exercise this right, please contact us.

Right to transfer data

- With regard to data processed by us in an automated manner based on your consent or in the performance of a contract concluded with you, you have the right to transfer data, i.e. you have the right to receive a copy of your data in a structured, commonly used, and readable format. This copy may be sent to you or to another entity.

Right to lodge a complaint to supervisory authority

- If you believe that Gomez is processing your personal data inappropriately, you can contact us. You also have the right to lodge a complaint with the supervisory body - the President of the Office for Personal Data Protection in the event that the processing of your personal data by us violates the provisions on the protection of personal data.

RISKS RELATED TO THE USE OF SERVICES PROVIDED ELECTRONICALLY

Persons using services provided electronically may be exposed in particular to the following risks:

Spam	Receiving unsolicited commercial information by electronic means.
Malware	Software that is able, when run, to infect files in a self-replicating manner, usually without the user noticing. It has different actions and effects, takes up RAM, CPU, and hard disk space.
Worm	Self-replicating software. An e-mail worm is a destructive attack against the network that collects all the e-mail addresses in the local e-mail client and sends to them hundreds of e-mails containing the worm in an invisible attachment.
Spyware	Software spying on the user's activities on the Internet, installing itself without the user's knowledge, consent, and control.
Malicious software	Unwanted or "malicious" software, such as Trojan, wabbit, rootkit, keylogger, backdoor, exploit, that performs actions not intended by the user.
Cracking/phishing („fishing for passwords“)	Actions aimed at breaking security (cracking) and obtaining personal information, e.g. for the purpose of identity theft, by sending fake e-mails that are deceptively authentic.
Sniffing	Illegal tap involving the use of a sniffer - a computer program whose task is to intercept and analyze data flowing in the network.
Cryptanalysis	Searching for weaknesses in the cryptographic system in order to break or circumvent it.
Use of illegal devices	Introduction of illegal devices by other persons into the ICT system and/or telecommunications network, giving unauthorized access to protected services.