

PRIVACY NOTICE

Communication with members, traders, and other interested parties

1. Data controllers and data processors

1.1. Joint controllers

ADEX Group Organised Power Exchange Holding Private Company Limited by Shares
Address: Dévai utca 26-28, Budapest, Hungary
representative in data protection matters: dr Erika Tihanyi

BSP Energy Exchange LLC
Address: Dunajska cesta 156, 1000 Ljubljana, Republic of Slovenia
representative in data protection matters: Nina Slak

HUPX Hungarian Power Exchange Company Limited by Shares
Address: Dévai utca 26-28, Budapest, Hungary
representative in data protection matters: dr Erika Tihanyi

SEEPEX AD Beograd
Address: Vojvode Stepe 412, Belgrade, Republic of Serbia
representative in data protection matters: Ljiljana Blanuša

The data access by SEEPEX (transfer to third country) is safeguarded by the standard data protection clauses adopted by the Commission (https://eur-lex.europa.eu/eli/dec_impl/2021/914/oj) and incorporated into the ADEX Group data transfer agreement.

The parties designate the following joint contact point for data subjects: dataprotection@hupx.hu

1.2. Data processor

Newsletters are sent using the **Mailchimp** system (The Rocket Science Group, LLC; 675 Ponce de Leon Ave NESuite 5000, Atlanta, GA 30308 USA; The adequacy of data transfer is guaranteed by the application of the standard data protection clauses: <https://mailchimp.com/help/mailchimp-european-data-transfers/>)

2. Details of data processing

| Personal data | Purpose of data processing | Retention period | Legal basis for data processing |
|---------------------|---|--|---|
| name, email address | Providing information thereby maintaining contact | Until the objection of the data subjects | We have a legitimate interest in maintaining contact. You may object to the processing of your data at any time by contacting us at one of the contact details indicated in section 1. [Article 6 (1) (f) GDPR] |

The essence of the joint controllership agreement and the roles of the parties:

The common goal of the parties is to inform interested parties about current news related to energy market services and the energy market, thereby ensuring communication. ADEX regularly sends information related to the energy market (e.g., commercial, financial, IT, regulatory, and operational news from previous months, as well as upcoming events) to the email addresses in the databases of the joint controllers. Each of the controllers may assist in sending the emails. To ensure continuity of information, all parties have access to the database.

In addition to these newsletters, the parties may also send newsletters to email addresses in their own databases, which is done under their independent data processing. They provide information about data processing related to independent data processing separately.

The parties are jointly and severally liable to the data subject.

3. Rights

In relation to the processing of your data, you may have the rights detailed in the following sections. If you wish to exercise any of these rights, please write to us to the contact point set out in section 1.1.

Identification

We will need to identify you before we can fulfil your request. If we cannot identify you, we will unfortunately not be able to fulfil your request.

Reply to the request

After identification, we will provide information about the request in writing, electronically, or - at your request - verbally. Please note that if you have submitted the request electronically, we will respond electronically. Of course, you also have the option to request another method.

Deadline for taking action

We will inform you of the action taken regarding your request within **1 (one) month** of receiving it at the latest. If necessary and taking into account the complexity of the request and the number of requests, this time limit may be extended by a further 2 (two) months, and you will be informed within the 1 (one) month time limit.

We are also obliged to inform you of any failure to take action within the one-month time limit. You can lodge a complaint with the National Data Protection Authority (section 4.1) and exercise your right to a judicial remedy (section 4.2).

Fee for taking action

The requested information and action are **free of charge**. An exception is made if the request is clearly unfounded or excessive, in particular due to its repetitive nature. In such cases, we may charge a fee or refuse to comply with the request.

3.1. Request for Information (access)

You can request information on whether your personal data is being processed and if so:

- What is the purpose?
- Exactly what data processing is involved? To whom do we transmit this data?
- For how long do we store this data?
- What are your rights and remedies?
- Where did we get your data?
- Do we make automated decisions about you using your personal data? In such cases, you may also request information about the logics (methods) we use and the significance and likely consequences of such processing.
- If you have noticed that we have transferred your data to an international organization or a third country (non-EU Member State), you can ask us to show how we guarantee the fair processing of your personal data.
- You may request a copy of the personal data we process (Additional copies may be subject to a fee based on administrative costs.)

3.2. Request for rectification

You may request that we correct or complete your inaccurate or incomplete personal data.

3.3. Request for erasure of personal data

You may request the **erasure** of your personal data if:

- the personal data are no longer necessary for the purposes for which they were processed;
- for processing based solely on your consent;

- your objection is accepted;
- unlawful processing your personal data;
- it is required by EU or national law.

We may **not erase** personal data if it is necessary:

- for the purpose of exercising the right to freedom of expression and information;
- to comply with an obligation under Union or Member State law that requires the controller to process personal data or for reasons of public interest;
- in the public interest in the field of public health
- for purposes of archiving in the public interest, scientific, historical research or statistical purposes, where deletion would be likely to render impossible or seriously impair such processing; or
- to bring, enforce or defend legal claims.

3.4. Request for restriction of processing

You may request the **restriction of processing** of your personal data if:

- you dispute the accuracy of the personal data, in which case the restriction applies for a period that allows us to verify the accuracy of the personal data;
- the processing is unlawful, but you do not want the data to be deleted and instead request that its use be restricted;
- we no longer need your personal data for the purposes of processing, but you require it for the establishment, exercise or defense of legal claims;
- you have objected to the processing; in this case, the restriction applies for the period until it is established whether the legitimate grounds of the Controller prevail over your legitimate grounds.

In the case of restriction, personal data may be processed, except for storage, only with your consent or for the establishment, exercise or defense of legal claims or for the protection of the rights of another natural or legal person or for important public interests of the Union or of a Member State. You will be informed in advance of any lifting of the restriction.

3.5. Objection to the processing of personal data

You may object to the processing of your personal data if:

If you object to the processing of your personal data, your personal data will be erased. Exceptions are made where processing is justified by compelling legitimate grounds, including public interest or where processing is necessary for the establishment, exercise or defence of legal claims.

4. Legal remedies

4.1. Complaints to the NAIH

If you believe that the processing of your personal data is in breach of the Data Protection Regulation, you have the right to lodge a complaint with the National Data Protection Authority.

In Hungary:

National Data Protection and Freedom of Information Authority
mailing address: 1363 Budapest, Pf. 9., Hungary
address: 1055 Budapest, Falk Miksa utca 9-11., Hungary
phone: +36 (1) 391-1400
web: <http://naih.hu>
e-mail: ugyfelszolgalat@naih.hu

in Republic of Slovenia:

Information Commissioner of the Republic of Slovenia
address: Dunajska cesta 22, 1000 Ljubljana, Republic of Slovenia
phone: +386 1 230 97 30
web: www.ip-rs.si
e-mail: gp.ip@ip-rs.si

4.2. Taking legal action

If you believe that the processing of your personal data is in breach of the provisions of the Data Protection Regulation and that your rights under the Data Protection Regulation have been infringed, you have the right to take legal action.

The court has jurisdiction to hear the case. The action may also be brought, at the option of the data subject, before the court of the place of residence or domicile of the data subject. A person who does not otherwise have legal capacity may also be a party to the proceedings. The Authority may intervene in the proceedings in order to ensure the success of the action.

In addition to the provisions of the Data Protection Regulation, the court proceedings shall be governed by the provisions of Act V of 2013 on the Civil Code, Book II, Part Three, Title XII (§ 2:51 - § 2:54) and other legal provisions applicable to court proceedings.

5. Data security

Every effort will be made to ensure that, taking into account the current state of science and technology, the costs of implementation, the nature of the data processing, and the risk to the rights and freedoms of natural persons, appropriate technical and organizational measures are implemented to guarantee a level of data security adequate to the degree of risk.

Personal data will always be treated confidentially, with limited access, encryption and to the maximum possible resilience, ensuring recoverability in the event of a problem. Our systems are regularly tested to ensure security.

In determining the appropriate level of security, we take into account the risks arising from the processing, in particular from accidental or unlawful destruction, loss, alteration, unauthorized disclosure of or access to personal data transmitted, stored or otherwise processed.

We will do everything we can to ensure that persons acting under our control who have access to personal data only process such data in accordance with our instructions, unless they are required to do otherwise by EU or Member State law.