

# Privacy Policy

Version updated in May 2018

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## I. What is the purpose of this document?

TOPANEL PRODUCTION PANELS SA (TOPANEL) undertakes to promote the privacy and security of your personal data.

According to the provisions of European Union Regulation 679 of 27<sup>th</sup> of April 2016 for the protection of individuals in terms of personal data processing and the free circulation of such data, TOPANEL processes personal data observing the principles herein specified, for legitimate purposes. The processing of personal data is made by mixed means (manual and automate), observing the legal requirements and in conditions providing the security, privacy and observance of the rights of subjects.

This privacy policy describes how we collect and use your personal data when you use our applications, such as web portals and websites provided by TOPANEL (collectively "Services").

This Privacy Policy helps you understand the type of personal data we collect about you, the reason for which it is collected and how it is used by us. It clarifies how you can exercise your rights when you entrust us with the management of your personal data. We ask that you take a few minutes to read this Privacy Policy carefully and to get familiar with its contents. If you have any questions, please contact us using the contact details provided at the end of the Privacy Policy.

Please note that our Services may contain links from and to websites that may be held by advertisers and partner companies. If you follow a link to any of these websites or if you use the services of third parties, you must know that they have their own privacy policies and we do not take responsibility for the processing of your personal data by them.

## II. Name and Address of Controller

The controller according to the General Data Protection Regulation and other national laws on the protection of data of member states, as well as other legal provisions on data protection, is:

TOPANEL PRODUCTION PANELS S.A., 63 Uzinei St., Stolniceni, Rm. Valcea, Romania

Fax: +40 250 77 33 77

E-mail: [privacy@topanel.ro](mailto:privacy@topanel.ro)

Site web: <https://www.topanel.ro/>

Hereinafter called CONTROLLER.

In view of exercising the rights provided by GDPR in Chap. III: Rights of Subject: Subjects may address a written request, dated and signed in handwriting mailed to the address: 63 Uzinei St., Stolniceni, Rm. Vâlcea, Vâlcea County, Romania, and/or to fax: +40 250 77 33 77 and/or to email: [privacy@topanel.ro](mailto:privacy@topanel.ro).

In case you address a request on the exercising of its rights on data protection, the Controller shall respond to this request within 30 days from the date when the Controller receives the request, according to the terms provided in the EU General Regulation on data protection. This term may be extended by two months whenever necessary, considering the complexity of the request.

The Controller reserves the right to set a charge for the repeated requests according to EU General Data Protection Regulation.

## III. General Information on Data Processing

### 1. What Type of Personal Data Do We Process?

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Generally, we only record personal data you disclose when you use our Services as part of your logging or registration during the use of services (for example the hourly loading schedule application). Personal data is exclusively of business-type: surname, first name, position, work email address, work phone, work address, organization name or the data required for invoicing: Organization address, tax data, bank accounts. When logging or registering as user in the applications on our website, you must only provide an email address and, if applicable, a username and a password. The legal ground for collecting such data is our legitimate interest (Art. 6(1)f GDPR) to provide best quality services and to fulfill the terms of a commercial contract (Art. 6 (1)(b) GDPR).

In the case of requesting a price offer on our website (<https://www.topanel.ro/contact/>) or in case of a complaint on the purchased products through “send a complaint” form on our website (<https://www.topanel.ro/trimite-o-sesizare/>), we need to request personal information such as your name, town/city/county of domicile, email address and phone number for the purpose of processing your request or providing support. The legal ground of collecting such data is our legitimate interest (Art. 6(1)f GDPR) to provide best quality services or to collect the personal data required for the offer process, according to the current commercial laws (Art. 6(1)(c) GDPR).

In the context of implementing the contract concluded with you, the disclosure of additional data may be required, such as driver’s surname and first name, delivery address, contact phone number, motor vehicle registration number (loading schedule <https://www.topanel.ro/programari/index.php/auth/login>) etc. The legal ground for collecting such data is to fulfill the terms of a commercial contract, according to Art. 6 (1)(b) din GDPR.

TOPANEL shall treat such data in full privacy, observing the legal provisions on data protection. Mainly, TOPANEL shall not disclose such information to third parties without your permission, unless this is required for the implementation and performance of the contract, for processing your request or for your support or in case of a legal permit.

### 2. Principles of Personal Data Processing

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- ✓ **Legality:** On processing personal data, personal data of employees, clients, partners and providers are processed in good faith and based on and according to the legal provisions;
- ✓ **Well-determined purpose:** Any personal data processing is made for well-determined, explicit and legitimate, adequate, pertinent and non-excessive purposes reported to the purpose for which it is collected and subsequently processed;
- ✓ **Confidentiality:** Persons who, on behalf of **TOPANEL**, process personal data have a confidentiality clause provided in their employment contract and job description;
- ✓ **Consent of Subject:** Any personal data processing, except for processing that concern data in the categories specified in Regulation no. 679/2016 and other data provided by enactments, is made with the agreement of the subject;
- ✓ **Information:** The person is informed by the institution processing the personal data of the subject;
- ✓ **Storing:** Personal data is not stored for more than it is necessary for the achievement of the purposes for which it was collected.

### 3. Deleting Data and Term of Its Storing

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Personal data of the subject is deleted or blocked as soon as the purpose for its storing ends. In addition, such a storing may take place if there are provisions for this from the national or European legislator in regulations, laws and other UE regulations to which the controller is subject. Blocking or

deleting data also takes place when the storing term specified above ends, except for the case in which data storing is required to conclude or execute a contract.

## 4. Data Security

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TOPANEL makes technically reasonable efforts to prevent the unauthorized access to your personal data, as well as the unauthorized use or forgery of such data and to minimize the corresponding risks. However, the provision of personal data, irrespective of whether in person, on the phone or by internet, always implies risks and no technological system is fully devoid of the possibility of being manipulated or sabotaged.

TOPANEL processes the information collected from you according to the Romanian and European laws on data protection. All employees are bound to observe the provisions on data confidentiality and protection and are trained in this respect. Your data is transferred encrypted using SSL.

According to the requirements of Regulation no. 679/2016 on the protection of individuals in terms of personal data processing and the free circulation of such data, TOPANEL is bound to manage in safety conditions and only for the specified purposes, the personal data you provide about yourself, a member of your family or any other person. Anyone is entitled to refuse the transfer of data, which leads to the suspension of the services provided by TOPANEL to the subject.

## IV. Using Cookie Modules

### 1. Scope and Description of Data Processing

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In order to make sure you receive the most relevant information and the best experience when you visit our website, information and data shall be collected from you through Cookies. They help us (and other authorized third parties) provide a customized experience when you visit our website and they also allows us to improve our Services and make sure you easily find what you desire. We wish you to understand how we use Cookies.

Cookies are small data files (text files) sent to your browser from a web server and stored on your device so the website recognizes your device. There are two types of cookies, permanent and temporary (or "session") cookies. Permanent cookies are stored as files on your computer or mobile device for a longer period of time. Session cookies are temporarily placed on your computer when you visit our website, but they are deleted when you close the page. If you do not wish to accept cookies, you can adjust your settings in the browser's security preferences, see information on this below.

TOPANEL and our services providers may use the following categories of cookies:

#### a) Essential Cookies

These cookies are strictly required for us to provide our Services. For example, we can use these cookies to authenticate and identify in case of using our website so that we can provide our Services. Without these cookies, we cannot recognize you and you cannot access our Services. They also help us apply our Terms and Conditions and maintain the security of our Services.

#### b) Performance and Functionality Cookies

These cookies are not strictly necessary, but they allow us to customize your online experience on our website. For example, they allows us to retain your preferences, which means that you do not have to reenter the information you already provided, for example, when you register for our Services. Also, we use these cookies to collect information (e.g. popular websites, viewing patterns, automated directing (click-throughs)) about the use of our Services by visitors so that we can improve our website and our Services and for market research. If you choose to delete these cookies, the functionality of our services will be limited.

### c) Advertising Cookies

These Cookies use information about the use of our website and other websites by you, e.g. webpages you visit or your answers to ads, in order to provide adds more adapted to you, in our website as well as outside it. These types of ads are called "Interest-based advertising". Many of these types of cookies belong to our service providers. For third party advertisers, see more information below.

## 2. Legal Basis for Data Processing

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The legal basis for data processing by using cookies is Art. 6(1)(f) of GDPR – Legitimate interest.

## 3. Data Processing Purposes

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We use the information from cookies to make our website as user-friendly as possible and to allow us to provide you with customized recommendations. We can also use a number of authorized third parties that place cookies on our website to deliver services they provide (third party cookies).

Permanent cookies are used in a number of ways, including:

- To allow you to move between pages within our Services without having to reenter the information.
- To help us recognize you when you return to our website to use our Services.
- To allow you access to stored information.

We (and our authorized third parties) can use the non-personal information from permanent cookies as well as from session cookies for statistical purposes, as follows:

- To determine the most popular parts of our Services.
- To monitor the use of our Services and our website (frequency and duration)
- To determine how often you and other users visit our Services and your interaction with the services provided by us.

We set and read our own cookies for the following functionalities (first party cookies):

### a) Language Version Cookies

To make sure the correct language version is shown to you.

### b) Portal Cookie

To allow us to optimize our destination pages and to improve our marketing: we store details of the destination page you visited, as well as an identifier in a cookie.

### c) Third Party Snippet Cookie

We set a cookie to record your decision on cookies and third party tracing fragments.

We also use a number of third party cookies as part of our Services. Such cookies are governed by those sites and not controlled by us. You can disable the installation of some of these cookies from the browser's general settings, for other you have to visit the websites and follow the provided instructions.

For example, the language version you use to access our Services is verified. If you found our services through one of our partners, we store information on that partner's identity.

Third party advertisers: We can use advertisers, third party advertising networks and other advertising companies to send ads in our Services. Please be aware that such advertising companies may collect information about your visit in our Services and on other sites to enable these advertising companies to sell you products and services, to monitor what ads have been sent to you in the browser and what are the webpages you view when such ads have been delivered. Please note that the collection and use of information by third party advertisers are not covered by this privacy policy.

For the purpose specified above, our legitimate interest also consists of processing personal data according to Art. 6(1)(f) of GDPR.

#### 4. Storage Term

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Data is deleted as soon as it is no longer needed for the fulfillment of their collection purpose.

#### 5. Possibility of Objection and Disposal

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If you do not wish to store these cookies on your computer or if you wish to be informed about their storing, you can prevent the installation of cookies through an adjustment of your browser's program selecting the option "do not accept cookies" in your browser's settings or refusing to use third party tracing on your first visit to the website. Your browser's manufacturer instructions may provide more details on how this works (or see <https://www.aboutcookies.org>). However, we want to emphasize that by blocking cookies you might find out you cannot use all website functions in full.

a) Android

Open the settings in your application list and click "Ad button". As soon as you open the ad window, you can disable Google Advertising ID.

b) iOS

Open the settings on the mobile device (e.g. iPhone or iPad) and selecting the menu option "Data Protection". In "Advertising" option you can close the tracing of ads.

#### V. Personal Data Transfer to Third Parties

TOPANEL shall transfer only your personal data and/or invoicing data to third parties, that are companies with which TOPANEL or external services providers cooperate, to the extent this transfer is required for executing the contract, for payment processing, as well as for protecting other users and it is allowed or legally provided.

In case of payment delay, we can delegate a debts collection agency or an attorney-at-law to collect the overdue debt. For this purpose, the required data shall be forwarded and used according to all data protection guidelines.

In addition, your personal information shall be shared only if necessary to protect other users or to counteract public or state security threats or for the criminal investigation of crimes and it is allowed by the legal provisions on data protection. Your protected interests shall be taken into consideration according to the statutory provisions. Please note that TOPANEL may be bound to disclose data due to statutory provisions or, for example, a court order (e.g. disclosures to investigating authorities).

The transfer always takes place to the extent that it is required and provided or allowed from legal standpoint.

## VI. Use of Connecting Services Provided by Third Parties (“social connection”)

### 1. Connecting with Facebook Connect

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We provide the possibility to connect to our services with Facebook Connect. This is a service of Facebook Inc., 1601 S. California Ave, Palo Alto, CA 94304, USA or, if you live in EU, Facebook Ireland Ltd., 4 Grand Canal Square, Grand Canal Harbour, Dublin 2, Ireland (“Facebook”). If you use it, no additional registration is required. In order to connect, you are redirected to Facebook website where you can connect with your user information. It connects your Facebook profile with our service. Through the link, we automatically receive information from Facebook. The following information is transferred to us: email address.

This information is mandatory to conclude the contract for your identification. More information on Facebook and privacy settings is found in the data protection guidelines at <https://www.facebook.com/about/privacy/update>.

### 2. Connecting with Google Sign-In/+

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We provide the possibility of connecting to our services with your Google account. This is a service of Google Inc. (1600 Amphitheatre Parkway Mountain View, CA 94043, USA (“Google”). If you use it, no additional registration is required. In order to connect, you are redirected to Google website where you can connect with your user information. It connects your Google profile to our service. Through the link, we automatically receive information from Google. The following information is transferred to us: email address.

This information is mandatory to conclude the contraction for your identification. More information on Google and privacy settings is found in the data protection guidelines at <https://policies.google.com/privacy>.

## VII. Use of Analysis Services Provided by Third Parties – Google Analytics

### a) Scope and Description of Data Processing

This website uses “Google Analytics” service, provided by Google Inc. (1600 Amphitheatre Parkway Mountain View, CA 94043, USA) for the website analysis by users. The service uses “cookies” – text files stored on your device. The information collected by cookies is usually sent to a Google server in USA and stored there.

IP anonymization is used on this website. The IP address of users from EU member states and European Economic Area is contracted. This contraction removes personal transfer to your IP address. In the custom data processing agreement, which we concluded with Google Inc., Google uses the collected information for analyzing the use of the website and the activity and to provide services related to internet use.

### b) Legal Basis for Data Processing

The legal basis for this processing is Art. 6 Par. 1 letter f) of GDPR. We established a custom data processing agreement with Google.

### c) Purpose of Data Processing

On our behalf, Google uses such information to analyze the use of the website by you, in order to compile reports referring to the website’s activity and to provide other services related to the website and internet use. The IP address sent by your browser through Google Analytics is not combined with other Google data.

#### d) Storing Term

Data is retained by Google for 26 months; due to IP address contraction, personal data will not be stored.

#### e) Objection and Disposal

You can choose to prevent the storing of cookies on your device by properly configuring your browser. There is no guarantee that you will be able to access all website functions without restrictions if your browser does not allow cookies. Moreover, you can use an extension module of the browser to prevent sending information collected by cookies (including IP address) to Google Inc. and its use by Google Inc. The following link takes you to the required extension module: <https://tools.google.com/dlpage/gaoptout>.

More information on how Google Inc. uses your data can be found here: <https://support.google.com/analytics/answer/6004245>.

## VIII. Use of Advertising Services Provided by Third Parties

### 1. General Information

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The website may occasionally contain ads from third parties and interactive links to third party websites for which we are not liable. Particularly, we have no influence on the contents and design of external websites to which they lead or to websites to which you may be redirected through these websites. Those providers are exclusively liable for the contents and design of the websites, as well as for the compliance with the data protection regulations. Advertisers occasionally use technologies that send ads which appear on our websites directly in your browser, automatically sending your IP address. The advertisers in question sometimes also use cookies and other technical means to measure the efficiency of their advertising or to optimize their contents. This particularly, but not exclusively, applies to the classification of websites into categories in the field of internet use by you. There will be no relation between such information and your name, address, phone number or email address. We have no influence on them. Therefore, data manipulation by such third parties is not covered by this data protection statement. Therefore, please contact that provider directly for information on data protection regulations. You can deactivate the use of cookies from your browser settings (see above).

We redirect the anonymised ID of your device (Identifier for advertisers – Google Advertiser ID – GAID) to some of our marketing partners in and outside Europe (e.g. USA), to generate advertising for certain groups of users with our partners or to exclude users from certain advertising efforts. You can cancel the data collection, their keeping and their transfer by applying the settings of your device in the way described above.

### 1. Facebook Pixel

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Due to our legitimate interests for the economic analysis, optimization and operation of our services and for such purposes, our services use a tracer called “Facebook Pixel” of Facebook social network, operated by Facebook Inc., 1601 S. California Ave., Palo Alto, CA 94304, USA or, if you are residing in EU, Facebook Ireland Ltd., 4 Grand Canal Square, Grand Canal Harbour, Dublin 2, Ireland (“Facebook”).

Facebook Pixel is a code fragment placed on our website.

Facebook Pixel allows Facebook to identify the visitors of our online content as target group for displaying ads (known as “Facebook ads”). Therefore, we use Facebook Pixel to display our ads posted on Facebook only to Facebook users who showed an interest to our services or who have certain factors (such as interests related to certain topics or products determined based on visited webpages), which we send to Facebook (known as Custom Audience). Facebook Pixel also helps us

understand the efficiency of Facebook ads for statistical and market research purposes, showing if the users have been redirected to our services after they clicked a Facebook ad (process called conversion and enabling the determination of devices from which a user performs an action), in order to create so-called similar audience or statistical twins (e.g. sending ads to target groups similar to existing clients) and to obtain comprehensive statistics on the website use. Facebook Pixel sets a direct connection to Facebook servers when you visit our website. Thus, Facebook server is notified that you visited our website, and Facebook assigns this information to your personal Facebook user account.

Facebook is authorized in the Privacy Shield program and this is why it provides a compliance guarantee with European data protection laws. (<https://www.privacyshield.gov/participant?id=a2zt0000000GnywAAC&status=Active>).

For more information on the collection and use of data by Facebook and your rights and options on privacy protection please see Facebook data protection policy at <https://www.facebook.com/about/privacy/update>. For specific information and details on Facebook Pixel and the way it works, please visit Facebook help section at <https://www.facebook.com/business/help/651294705016616>. You can disable this function at [https://de-de.facebook.com/business/help/1415256572060999?helpref=uf\\_permalink](https://de-de.facebook.com/business/help/1415256572060999?helpref=uf_permalink) or <https://www.facebook.com/settings?tab=ads>. You must connect to Facebook for this.

## 2. Google DoubleClick

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DoubleClick is a service provided by Google Inc., 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA ("Google"). DoubleClick uses cookies to display ads relevant to you. Your browser is assigned a pseudonym identification number (ID) to check the ads displayed in your browser and the clicked ads. These cookies do not contain personal data. The use of DoubleClick cookies allows Google and partner sites only to display ads based on previous visits to our site or other internet websites. The information generated by cookies are sent by Google to a USA server and stored for analysis. You can reject the use of cookies by selecting the proper settings in your browser. However, please note that this may limit the full functionality of our website for you. You can also prevent Google from collecting and processing data generated by cookies relating to your use of our website by disabling the use of cookies from your browser's settings (see above). You can also refuse the collection and classification of the information based on your interests by disabling it in DoubleClick cookies settings page at <https://support.google.com/ads/answer/7395996>.

## IX. Use of Other Services Provided by Third Parties

### 1. Google Maps

Our websites use maps from Google Inc., 1600 Amphitheatre Parkway Mountain View, CA 94043, USA. When you access one of our pages with a relevant map, the map content is taken from Google servers.

If you are connected with your Google account, Google may combine your navigation behavior with other information. The use of Google Maps is in the interest of a reasonable representation of our services. This is a legitimate interest in the sense of Art. 6, Par. 1, letter f) of GDPR. The Google data protection policy applies: <https://policies.google.com/privacy?hl=de&gl=de>.

### 2. YouTube

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Our websites use videos from YouTube, LLC 901 Cherry Ave., 94066 San Bruno, CA, USA, a company of Google Inc., Amphitheatre Parkway, Mountain View, CA 94043, USA. For this, we use the option "Increased data protection module" provided by YouTube. Loading one of our websites through a YouTube video, the YouTube content shall be loaded. If you are connected with your YouTube account, YouTube shall be able to combine your navigation behavior with other information.



The use of YouTube videos serves the purpose of providing a reasonable representation of our services. The YouTube data protection policy applies: <https://www.google.de/intl/de/policies/privacy/>.

## X. Rights of Subjects

If your personal data is processed, you are a subject according to the GDPR definition and you have the following rights from the controller:

### 1. Right to Information

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You can request the controller to clarify whether your personal data is processed by us.

If there is such a processing, you can request the controller to provide the following information:

1. The purposes for which your personal data is processed;
2. The personal data categories that are processed;
3. The recipients and/or categories of recipients to whom personal data in question have been or continue to be disclosed;
4. Planned term for storing your personal data or, if specific information cannot be provided, criteria for determining the storing term;
5. Existence of the right to request the controller to rectify or delete personal data or restrict the processing of personal data in terms of subjects or to object to such a processing;
6. The right to submit a complaint with a supervision authority;
7. Where personal data is not collected from the subject, any available information on its source;
8. The existence of making automatized decisions, including profiles, to which Article 22(1) and (4) refers and, at least in those cases, significant information on the implied logic, as well as the significance and consequences considered in reference to such a processing for the subject.

You are entitled to request information to find out if personal data referring to you is transferred to a third country or international organization. In this respect, you can request to be informed on the guarantees applicable according to Art. 46 of GDPR associated to that transfer.

We shall respond to requests within 30 days from the receipt of the application.

### 2. Right to Rectification

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You are also entitled to rectification and/or completion by the controller, if the processed personal data referring to you is incorrect or incomplete. The controller is bound to immediately implement the rectification.

### 3. Right to Restrict Processing

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In the following circumstances, you can claim the restriction of personal data processing referring to you:

1. If the correctness of the personal data is contested by the subject, for the term during which the controller checks the correctness of the personal data;
2. If the processing is not legal and you oppose the deletion of personal data, requesting, in exchange, their use to be restricted;
3. If the controller no longer need the personal data for their processing, but you request it for supporting, exercising or defending actions in court; or

4. If you submitted an objection on processing according to Art. 21, Par. 1 of GDPR, and it has not yet been established if the reasons stated by the controller prevail on your reasons.

If processing was restricted, such personal data shall be, except for storing, processed only with your consent; for the purpose of supporting, exercising or defending actions in court; for protecting the rights of another individual or entity; or for important public interest of the Union or a Member State.

If the processing restriction was imposed in one of the circumstances above, you shall be notified by the controller before the restriction is lifted.

## 4. Right to Deletion

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You will be able to delete your account at <https://www.topanel.ro/contact/> and/or the received data through the "Contact" form on our website. Then, we will delete all your personal data, except for the case in which we are legally bound to store them. After one year of inactivity, we will also delete your account.

### a) Obligation to Delete

You are entitled to request the controller to delete all personal data referring to you without undue delay, and the controller shall be bound to delete the personal data without undue delay where one of the following justifications apply:

1. Personal data referring to you are no longer required for the purposes for it was collected, respectively processed;
2. You revoked the consent based on which the data was collected, according to Art. 6, Par. 1, Let. a) or Art. 9, Par. 2, Let. a) of GDPR and there are no other legal grounds to process it;
3. You submit a processing objection, according to Art. 21, Par. 1 of GDPR and there are no prevailing justifications for processing or you submit a processing objection according to Art. 21, Par. 2 of GDPR.
4. Personal data referring to you have been illegally processed;
5. Personal data referring to you must be deleted for the purpose of observing the legal obligation according to the laws of the Union or a Member State governing the controller;
6. Personal data referring to you have been collected in relation to providing services on information society to which Article 8, Par. 1 of GDPR refers.

### b) Information for Third Parties

If the controller made personal data public and it is bound according to Art. 17, Par. 1 of GDPR to delete the personal data, the controller, considering the available technology and the implementation cost, shall take the reasonable steps, including technical measures, to notify the controllers processing personal data you, as subject, requested the deletion by those controllers of any links to, or copies or reproductions of such personal data.

### c) Exceptions

The right to deletion shall not be applied whenever the processing is required for:

1. Exercising the right to freedom of expression and information;
2. Observing a legal obligation that requires the processing of the Union or another Member State's laws governing the controller or for the performance of a task fulfilled in public interest or for exercising public authority invested in the controller;
3. Public interest reasons in the area of public health according to Art. 9 Par. 2 Let. (h) and (i), as well as Art. Par. 3 of GDPR;

4. Historic, scientific or archive research purposes or statistical purposes serving public interest, according to Art. 89, Par. 1 of GDPR, if there is a reason provided by it;
5. For establishing, exercising or defending actions in court.

## 5. Right to Information

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If you exercise the right to rectification, deletion or restriction of controller's processing, the latter is bound to notify all recipients, to whom the personal data referring to you have been disclosed, about this rectification, deletion or restriction of its processing, except for the case when this action proves to be impossible or associated to a disproportionate cost.

## 6. Right to Data Portability

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You are entitled to receive personal data referring to you which you provided to the controller in a structured form, accessible and in legible electronic form. Moreover, you are entitled to transfer such data to another controller without restrictions from the controller to whom personal data were provided, on the condition that:

1. Processing is based on consent according to Art. 6 Par. 1, let. a) of GDPR, or according to Art. 9, Par. 2, let. a) of GDPR, or on a contract according to Art. 6, Par. 1, let. b) of GDPR, and
2. Processing is made through automated means.

In exercising this right, you are continuously entitled to obtain personal data referring to you to be directly transferred from one controller to another, on the condition that this is technically feasible. The freedoms and rights of other persons may not be compromised by these actions.

The right to data portability shall not apply to personal data processing required for fulfilling a task in public interest or in exercising public authority invested in the controller.

## 7. Right to Object

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You are entitled to object to the processing of personal data referring to you for reasons related to your specific situation, at any time, based on Art. 6, Par. 1, let. (e) or (f) of GDPR, inclusively profiling based on these provisions.

The controller shall not process personal data unless the controller proves legitimate interests for processing that prevail on your interests, rights and freedoms or for supporting, exercising or defending actions in court.

If personal data is processed for direct marketing purposes, you will be entitled to object at any time to the processing of personal data referring to you for those marketing purposes, inclusively for profiling to the extent it is related to such direct marketing.

If you have objections to processing for direct marketing purposes, personal data referring to you shall not be processed for such purposes.

In the context of using the services of information society, and without prejudicing the provisions of Directive 2008/95/EC, you can exercise the right to object through automated means using technical specifications.

## 8. Right to Withdraw Consent Based on the Data Protection Laws

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You are entitled to withdraw your consent statement based on the data protection laws at any time. The withdrawal of consent shall not affect the legality of data processing based on the consent before its withdrawal becomes valid.

## 9. Making Automated Individual Decisions, Including Profiling

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You shall be entitled not to submit to a decision based only on automated processing, including profiling, that produces legal consequences referring to you or which significantly affects you. The above shall not apply if the decision

1. Is required for concluding or performing a contract, between you and a data controller;
2. Is authorized by the Union or a Member State's laws to which the controller is subject and which also provides proper measures for the protection of your rights and freedoms and legitimate interests; or
3. Is made with your explicit consent.

The decision referred to in paragraph 2 shall not be based on special personal data categories referred to in Article 9, Par. 1 GDPR, unless Article 9, Par. 2, let. (a) or (g) apply and if there are proper measures to protect your rights and freedoms and legitimate interests.

In the cases referred to in points (1) and (3), the data controller shall implement proper measures to protect your rights and freedoms and legitimate interests, implying, at least, the right to obtain the controller's human intervention, to express their standpoint or to contest the decision.

## 10. Right to Submit a Complaint to a Supervision Authority

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Without prejudicing any administrative or judicial remedies, you are entitled to submit a complaint to a supervision authority, in particular in the member state of their usual residence, workplace or place of claimed breach, in case you believe that the processing of personal data referring to you does not observe [GDPR](#).

The supervision authority to which the complaint is submitted shall notify the plaintiff about the GDPR development and result.

Also, you are entitled to address in court for defending any rights guaranteed by this law which have been breached.

## XVI. Final Provisions

TOPANEL may change these data protection provisions at any time. Possible amendments and/or supplementations shall be displayed on the website <https://www.topanel.ro/> and they shall come into force at the time of such display.