

Information on processing of personal data

The purpose of this document is to provide, in particular, investors (hereinafter the “Investor”) of the controller APF DIGITAL AGRIFUND CR s.r.o., ID No.: 142 65 681, with its registered office at Pražákova 1008/69, Štýřice, 639 00 Brno, Czech Republic (hereinafter the “Controller”), with information, in particular, on what personal data the Controller processes, how and for what purpose it handles them or what the Investor’s rights are in relation to the personal data processed. The controller acts as a data Controller when processing personal data.

Processing of personal data

Processing of personal data generally means the systematic treatment of personal data, in particular the collection of data, the recording and storage of such data on data media, their adaptation or alteration, retrieval, consultation, use, transmission, dissemination or any other disclosure, classification or combination, blocking, restriction, erasure or destruction of personal data.

The Controller is required to process Investors’ personal data in order to provide services to its Investors. The processing of Investors’ personal data is necessary for the conclusion of a contractual relationship or for the negotiation of such a relationship, for the performance of contractual obligations, as well as for the purpose of uniquely identifying a specific Investor.

The Controller processes the personal data of its Investors both manually and in an electronic information system. The personal data is thus under constant physical, technical and electronic control. The Controller’s security mechanisms are set up to ensure the maximum possible protection of all data and personal data processed by the Controller in order to prevent, in particular, their misuse, damage loss or destruction. Only authorised personnel of the Controller, who are bound by confidentiality, have access to the personal data of Investors processed.

The Controller shall notify the Investor, in the manner prescribed by law, in specified cases, of the fact that there is a risk of a personal data breach which will result in a high risk to the Investor’s rights and freedoms.

Legal basis for processing personal data

The Controller processes the personal data of its Investors with their consent. Without their consent, the Controller processes personal data only in cases provided for by law, where the consent of the Investors to process their personal data is not necessary, or for the purpose of fulfilling obligations arising from the contractual relationship with the Investor, for the legitimate interests of the Controller or for other legitimate purposes of processing.

Processing of personal data with the Investor’s consent

The Investor’s consent to the processing of their personal data is completely voluntary. The Investor may give consent to the Controller to process their personal data for the purposes specified directly in the consent.

Processing of personal data without the Investor’s consent

Within the framework of providing its services, the Controller is obliged (at the conclusion and during the duration of the contractual relationship) to collect and process personal data about its Investors as provided for by law. The Controller is not obliged to obtain the consent of the Investors for the processing of personal data for the purpose of providing services to them. If an Investor refuses to provide the Controller with their personal data, the services of the Controller cannot be provided to them as required by law.

The Controller is entitled to process the personal data of its Investors without their consent, in particular for the purposes of:

- performing identification and other duties pursuant to Act No. 253/2008 Coll., on certain measures against the legalization of the proceeds of crime, and fulfilling of the obligations arising from other legislation,
- fulfilment of the obligations arising from the contract concluded with the Investor,
- Controller's legitimate interests,
- protection of the rights and legally protected interests of the Controller.

Processed personal data

The Controller processes the following data about its Investors, which is mainly used for the purpose of contacting the potential Investor, their identification and further communication when concluding a contractual relationship with the Controller, i.e.:

- basic identification data, in particular name, surname, date of birth, company name, identification number
- contact details, in particular telephone, e-mail, postal address, home address, registered office address

For the purposes of providing the services, the Controller also stores and processes other data to the extent necessary for the provision of the services, performance of the contract and compliance with legal obligations.

The aforementioned Investors' personal data is used for the above-mentioned purposes or for purposes within the scope of the Investor's consent.

Sources of personal data

The Controller processes only the personal data of the Investors that they themselves provide to it, during the negotiation of the contractual relationship and during its duration.

Deadlines

The Controller will process the Investor's personal data for the duration of the provision of services and performance of the contract. Thereafter, the Controller is obliged to retain the personal data of the Investors or potential Investors for the period of time specified by law. In the case of processing based on consent, the Controller will process the data for the period of time for which the Investor has given their consent to the processing of its personal data.

Once the periods for processing personal data have expired, all personal data of the Investors or potential Investors are deleted from the Controller's systems.

Accessing

Investor's personal data may be disclosed to third parties without their consent, in particular:

- in fulfilling the obligations set out in the legislation,
- to other persons for the purpose of protecting the rights and legally protected interests of the Controller,
- to the persons authorised by the Controller to perform its contractual and legal obligations,
- with the Investor's consent, or on the basis of the Investor's order for transfer to other entities.

Investor's rights related to the processing of personal data Right of access

The Investor is entitled to request information on whether and what personal data about them is processed by the Controller and to access to such personal data, to the extent provided for by law. The Controller shall provide the necessary assistance to the Investor without undue delay after the Investor's request.

Right to correction

The Investor is also entitled to request an explanation from the Controller if they believe that the Controller, or the processor, is processing inaccurate personal data about the Investor. In this context, the Investor is also entitled to request the rectification/completion of their personal data.

Right to data portability

The Investor has the right to obtain from the Controller the personal data concerning them in a structured, commonly used and machine-readable format and the right to transmit such data to another controller (or to request the Controller to transmit such data directly to another controller, if technically feasible), without being prevented from doing so by the Controller, where the processing of their personal data by the Controller is based on the Investor's consent, on a contractual relationship with the Controller or where the processing is carried out by automated means.

Right to object

The Investor has the right to object to the processing of their personal data. The Controller undertakes to provide the Investor with the reasons that justify the Controller's processing of their personal data following an objection. If the Investor objects to the processing of their personal data for direct marketing purposes, their personal data will no longer be processed for these purposes.

Right to restriction of processing

The Investor shall be entitled to request that the Controller restrict the processing of their personal data if they deny the accuracy of their personal data, if the processing is unlawful and the Investor refuses to delete their personal data, if the Controller no longer needs the Investor's personal data for the purposes of processing but the Investor requires it for the establishment, exercise or defence of legal claims, or if the Investor objects to the processing of their personal data.

The restriction on the processing of personal data by the Investors will last for the period of time specified by law. The Controller will notify the Investor in advance that the restriction on processing will subsequently be lifted.

Withdrawal of consent to the processing of personal data

The Investor is entitled to withdraw their consent to the processing of personal data at any time.

Upon withdrawal of consent, the Controller shall cease to process the personal data of the Investors for the purposes for which consent was previously granted. However, the Controller is obliged to continue to process the Investors' personal data for the purpose of fulfilling obligations imposed by legal regulations, such as Act No. 253/2008 Coll., on certain measures against the legalization of proceeds of crime and terrorist financing, Act No. 563/1991 Coll., on accounting, etc., for the purpose of fulfilling obligations under the contractual relationship with the Investor, as well as for the purpose of establishing, exercising or defending any legal claims. Investors' personal data will continue to be processed only for the above-mentioned reasons and for the period of time specified by law. Withdrawal of consent to the processing of personal data does not affect the lawfulness of the processing of such data that occurred prior to the withdrawal of the previously granted consent.

Except in cases provided for by law, where the processing of personal data does not require the consent of the Investor (see Article 6(1) of Regulation (EC) No 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data – GDPR), the Controller processes the Investors' personal data only with their voluntary consent.

After the termination of any contractual relationship with the Controller, the Investor is entitled to withdraw their consent to the processing of personal data and birth number for those purposes that do not arise from the legislation. If the Investor withdraws consent to the processing of their personal data, the Controller will

continue to retain only those personal data of the Investor that are necessary for the performance of the Controller's obligations under the law.

Right to erasure

The Investor is also entitled to request the destruction of their personal data if they consider that the Controller processes their personal data in violation of the protection of their private life or in violation of the law. The Investor is also entitled to request the Controller to erase their personal data if they are no longer necessary for the purposes for which they were processed, if they were processed unlawfully, if the Investor withdraws their previously given consent and there is no further legal basis for processing them, and if the Investor objects to the processing of their personal data and there are no overriding legitimate grounds for processing.

Exercise of the Investor's rights

The Investor may exercise their rights by contacting the Controller by email at info@apfdigitalagrifund.com or by letter addressed to the Controller's registered office Pražákova 1008/69, Štýřice, 639 00 Brno, Czech Republic, or to the office address Riegrova 376/12, 779 00 Olomouc. Czech Republic.

The Investor shall be informed by the Controller without undue delay of the settlement of their request, except where this proves impossible or requires unreasonable effort. If the Investor's requests are manifestly unfounded or unreasonable, in particular because they are repetitive, the Controller may charge the Investor a fee taking into account the administrative costs involved in providing the requested information or communication or in taking the requested action, or refuse to comply with the request.

The Investor is also entitled to address its complaint to the supervisory authority, which is the Office for Personal Data Protection with its registered office at Pplk. Sochora 27, 170 00 Prague 7, Czech Republic, www.uoou.cz.