

Privacy Policy

The Privacy Policy (hereinafter referred to as the “**Policy**”) describe the way of collecting, using and subsequent dealing with personal data collected via mobile application peakpoint (hereinafter referred to as the „**mobile application**“)

Personal data controller:

Duofox Technologies s.r.o., with registered office at Havlíčkova 233, Místek, Frýdek-Místek, 738 01, Czech republic

Registration No: 07875967

is subject to VAT

registered in the Commercial Register maintained by the Regional Court in Ostrava, Section C, File No. 77540

Contact details of personal data controller:

Delivery address: Duofox Technologies s.r.o., Havlíčkova 233, Místek, Frýdek-Místek, 738 01, Czech Republic

Contact e-mail: info@duofoxtechnologies.com

Personal data protection is very important to us. Please acquaint with the Policy which contains important information regarding the usage of your personal data, related rights and obligations.

1. GENERAL PROVISIONS

1.1. What governs our relationship when dealing with personal data?

Dealing with personal data is governed by the legal order of the Czech Republic, and directly applicable regulations of European Union, more particularly Regulation (EU) no. 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons 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; hereinafter referred to as the “**Regulation**”), Act no. 110/2019 Sb., on processing of personal data, and Act no. 480/2004 Sb. on certain legal aspects of information society services, and amendment of a few tax laws, as amended

1.2. What personal data do we collect?

Personal data means any information relating to an identified or identifiable natural person. Personal data is particularly (but not exclusively):

- **Identification data**, such as the name and surname, registration number, TAX ID, sex, date of birth, username of an account;
- **Contact data**, such as the address of residence (or address for service), phone number, e-mail address;

- **Other data**, such as location data, IP address (network identifier) including the type of the device and operating system, duration and number of accesses to the mobile application and corresponding information.

2. COLLECTING AND USING PERSONAL DATA

2.1. How do we collect your personal data?

You provide us with your personal data particularly within registration (or by filling a contact form). **Please inform us if there is any change of your personal data.**

Some personal data can be collected and saved via cookies during use of the mobile application. You can read more about cookies in the Article 5 of the Policy.

2.2. On which basis and for which purposes do we process your personal data?

- We can collect and process information provided **within registration** and personal data necessary for providing our services, including premium services (e.g. your location data), without your explicit consent solely for the purpose of **performance of the contract**, which means for the purpose of permitting you **access, administration and management of your user account** and **providing our services**. We can further process the data in order to comply with our other **obligations imposed by the law** (particularly record-keeping obligations, archiving of invoices etc.) and for the purpose of **protection of our legal claims**.
- We can collect, and process information provided by **filling a contact form** without your explicit consent solely for the purpose of **concluding** and **performance of the contract**, which means in order to provide you an answer.
- We are entitled to use your e-mail address without your explicit consent for the purpose of sending commercial communications regarding our services similar to those we have provided to you. You can refuse sending of these commercial communications at any time (also during registration or order of premium services).
- After your **consent** via confirmation in the mobile application, we can process your personal data insert in the mobile application, in particular within registration, in order to send the **commercial communications** and **direct marketing**, eventually for additional reasons to which you have explicitly consented. If you are younger than 15 years, it is necessary that your legal representative gives the consent. In case of doubts, we are entitled to ask you for confirmation of your age.
- If we process personal data collected **via cookies**, we do so on the basis of your consent (which you give us in applicable Settings of your device), on the basis of our legitimate interest or for the purpose of performance of the contract. We use data collected via cookies in particular for the purpose of user support, improving our services including analysis of user's behaviour and marketing.

We will ask for your consent before using data for a purpose other than those that are set out above.

2.3. **For how long do we use the data?**

We use the personal data insert by filling a contact form or within registration or when ordering premium services solely for the time necessary to fulfil the contract and obligations imposed by the law, respectively for protection of our legal claims.

If you give us explicit consent to process personal data or if we use your e-mail address for commercial communications according to the previous paragraph, the data will be used for the time a mobile application, in which we provide services similar to those we have provided to you, is functioning, eventually for the time stated in the consent.

3. YOUR RIGHTS IN RELATION TO PERSONAL DATA

3.1. **Right to withdraw consent**

If we process your personal data solely based on your consent (i.e. without any other legal purpose), you can decide to withdraw your consent at any time.

The withdrawal of consent to processing personal data is possible at any time:

- by sending an e-mail to our contact e-mail address;
- by calling to our phone number;
- in writing by letter sent to our delivery address;
- in case of commercial communications – in a way which is indicated in every e-mail containing commercial communications (by clicking on a deregistering link or by another way).

Withdrawal of consent does not affect the legality of personal data processing done before the withdrawal.

3.2. **Right of access by the data subject**

You have the right to be informed about processing of your data and eventually to access your personal data, in particular to get the following information:

- purpose of processing;
- category of processed personal data;
- recipient or category of recipients to whom the personal data will be accessible;
- time for which will be the personal data saved.

We will provide you with the copy of your personal data at your request. For further copies, we may request a reasonable compensation not exceeding necessary costs for providing the information about processing of your personal data.

3.3. **Right to rectification**

You have the right to request an imminent rectification of your incorrect or inaccurate data, i.e. rectification of incorrect data or/and complement of inaccurate data.

3.4. **Right to object to processing**

You have the right to object to processing of your processed personal data at any time, if we process these data for the purpose of direct marketing including any automatic process of your personal data. After the objection, we will stop processing your personal data for these purposes.

3.5. **Right to erasure (“right to be forgotten“)**

You have the right to request the erasure of your personal data if:

- the personal data are no longer needed for purposes for which the data was collected or processed;
- you decided to withdraw the consent with processing;
- you objected to processing of the personal data;
- the personal data were processed illegally.

If there are no legal reasons for the refusal of erasure, we must comply with your request.

3.6. **Right to restriction of processing**

You have the right to request the restriction of processing of your personal data if:

- the accuracy of the data is contested;
- the processing is illegal, and you request the restriction of personal data instead of erasure;
- we no longer need your personal data for the purpose of processing, but you request these data for determining, execution or protection of your legal rights;
- you object to processing.

When the processing is restricted, we are only entitled to save your personal data; further processing is possible solely with your consent or for legal purposes.

If the processing of personal data is restricted for reason of your objection to processing, the restriction lasts for the time necessary to find, whether we are obliged to comply with the objection.

If the processing of personal data is restricted for reason of accuracy contestation of your personal data, the restriction lasts for the time of verification of the data accuracy.

3.7. **Right to data portability**

You have the right to collect the personal data you have provided us with, in the structured, commonly used and machine-readable format and to transmit these data to another personal data controller.

3.8. **How can you exercise your rights?**

You can exercise your rights in relation with personal data via our contact details. You will be provided with all the information and actions without undue delay.

When protecting your personal data, we will accommodate your needs as much as we can. However, if you are not satisfied with the arrangement, you have the right to contact relevant authorities, particularly The Office for Personal Data Protection (in Czech: Úřad pro ochranu osobních údajů; <http://www.uoou.cz>) which applies supervision of personal data protection. This provision does not affect your right to contact with your incentive directly The Office for Personal Data Protection.

If particularly your residence, the place of work or the place of alleged infringement of personal data protection is located outside the Czech Republic in another state of European Union, you can contact relevant authorities in this member state.

4. USAGE AND PROCESSING OF PERSONAL DATA

4.1. Who processes your personal data?

We are the controller of the personal data in the meaning of the Regulation.

When necessary for performance a contract or to comply with our obligations, we can transfer your personal data to another subject, for example other users of the application, persons involved in the performance of the contract or in compliance with our obligations. We can delegate also other processors and recipients of personal data. At your request, we will inform you about concrete processor of your data.

Your personal data will not be transferred to a state outside of the European Union, unless it is necessary for the performance of the contract or for another reason which is in compliance with rules stipulated by the Regulation.

Your personal data are processed mainly by:

- Duofox Technologies s.r.o.
- Pixelmate s.r.o.
- IP Consulting s.r.o.
- Amazon.com, Inc.
- Google
- Apple Inc.
- Microsoft Corporation

4.2. How do we process personal data?

Personal and other collected data are highly protected against any misuse. Personal data will be processed electronically in an automated manner or printed in a non-automated manner.

5. THE COOKIE FILES

5.1. What are cookies

The cookie files or so called “**cookies**” are text files, saved in an electronic device of every visitor of the mobile application, which allow an analysis of a manner of using the mobile application.

Not all cookies collect your personal data; some of them only enable correct operation of the mobile application. You can refuse using cookies in applicable Settings of your device.

When refusing cookies, it might happen that you will not be able to fully use all the functions of the mobile application.

5.2. Which cookies the mobile application uses

The mobile application uses **relational (temporary) cookies** which are automatically erased after leaving the mobile application. Furthermore, it uses **permanent cookies**, which remain in your device until they expire or you delete it.

The mobile application uses:

- **first party cookies** – these cookies are assigned to our domain; these are necessary cookies and performance cookies, which we use even before conclusion of the contract for the purpose of performance of the contract, on the basis of our legitimate interests or on the basis of your consent. They can be temporary or permanent.
 - **session cookies** – allow the use of basic functions of the mobile application, these cookies do not collect personal data, i.e. they usually do not identify you;
 - **analytical cookies** – serve for analysis of the way of using mobile application, the data collected by these cookies are usually anonymous;
- **third party cookies** – these cookies are assigned to the domain other than our domain; these cookies allow us with your consent to especially analyse our mobile application and display an advertisement tailored for you; they can be functional or targeted and advertising;
 - **functional cookies** – serve to personalization of the content via storing of logging data; geolocation etc.; it is possible to collect and process personal data via these cookies;
 - **targeted and advertising cookies** – serve to displaying targeted advertisement in the mobile application; it is possible to collect and process personal data via these cookies. We can share information about how you use our mobile application with our partners in the field of social networks, advertising and analysis.

5.3. **Services which operate with cookies**

The mobile application uses services provided by Google LLC (hereinafter referred to as “Google”). These services operate with data collected via cookies.

Service of Google Analytics is used to collect statistics about your use of the mobile application. Cookies obtained by this service will expire depending on your settings, at most after 2 years or until they are manually deleted by yourself.

Service of Google Ads is used to identify you within the Google advertising network and re-target your ad (retargeting and remarketing). Cookies obtained by this service will expire depending on your settings, at most after 18 months or until they are manually deleted by yourself.

If you are interested how Google uses data collected by us and how to regulate or prohibit processing, you can find this information by clicking on the following link: [How Google uses data when you use websites or apps of our partners.](#)

The Privacy Policy is valid and effective as of 1. 1. 2020