



Łukasiewicz

Górnośląski
Instytut
Technologiczny

All Łukasiewicz-GIT Information Clauses are available on the website: <https://git.lukasiewicz.gov.pl/dane-osobowe/>

INFORMATION CLAUSE

for persons whose data, including image data, is published and disseminated in information, promotional, educational and marketing materials

Pursuant to Articles 13(1) and (2) and 14(1) and (2) of the General Regulation (EU) 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: "GDPR"), we inform you that:

1. The Administrator of your personal data is the Łukasiewicz Research Network - Upper Silesian Institute of Technology (also referred to as "**Łukasiewicz-GIT**") with its registered office in Gliwice, in relation to your personal data processed by the Administrator for the purposes listed in point 3 below.

The Administrator can be contacted as follows:

- by telephone: (+48) 32 23 45 205
- by e-mail: sekretariat@git.lukasiewicz.gov.pl
- by letter: Sieć Badawcza Łukasiewicz – Górnośląski Instytut Technologiczny, ul. Karola Miarki 12-14, 44-100 Gliwice.

2. The Administrator has appointed a Data Protection Officer

You may contact the Data Protection Officer on all matters relating to the Administrator's processing of your personal data and the exercise of your rights in relation to the processing of such data, as follows:

- by e-mail: iod@git.lukasiewicz.gov.pl
- by letter: Inspektor ochrony danych osobowych, Sieć Badawcza Łukasiewicz – Górnośląski Instytut Technologiczny, ul. Karola Miarki 12-14, 44-100 Gliwice.

3. Legal basis and purposes of processing your personal data

The Administrator will process your personal data:

- (a) Article 6 para. 1(a) of GDPR - on the basis of your free, informed consent for the use of your personal data, including image data, in the form of photos/videos/online broadcasts, which you may withdraw at any time, for the publication of audiovisual materials (works) containing your personal data, including images, on the website and social media profiles of Łukasiewicz-GIT and by their possible further dissemination on the websites and social media profiles of other Łukasiewicz Research Network Institutes and Łukasiewicz-GIT partners, in press and on television and in the form of publications: in magazines, monographs, prospectuses, brochures, leaflets, etc.,
- (b) Article 6(1)(a) of GDPR - on the basis of your free, informed consent, also in the form of voluntary action, e.g. by sending a message to the Administrator via e-mail, chat or contact form, for the use of personal data for the purpose of contacting you, in the form of: name, surname, e-mail address and other data requested in the chat or contact form. You may withdraw the consent at any time,
- (c) Article 6(1)(c) of GDPR - processing is necessary for the fulfillment of the legal obligation incumbent on the Administrator and Article 6(1)(e) of GDPR - processing is necessary for the performance of a task carried out in the public interest - in order for Łukasiewicz-GIT to carry out information, promotional, educational and marketing activities pursuant to Article 1(2), Article 2(2), Article 3(2) and Article 4 of the Act of 21 February 2019 on the Łukasiewicz Research Network, through the publication of audiovisual materials (works) containing your image data, pursuant to the Act of 4 April 1994 on Copyright and Related Rights, on the website and social media profiles of Łukasiewicz-GIT and by their possible further dissemination on the websites and social media profiles of other Łukasiewicz Research Network Institutes and Łukasiewicz-GIT partners, in press and on television, as well as in the form of publications: in magazines, monographs, prospectuses, brochures, leaflets, etc., or by posting on the website and social media profiles of Łukasiewicz-GIT audiovisual materials (works) containing your image data from other Institutes of the Łukasiewicz Research Network and from Łukasiewicz-GIT partners,
- (d) Article 6(1)(c) of GDPR - processing is necessary for the fulfillment of the legal obligation incumbent on the Administrator, Article 6(1)(e) of GDPR - processing is necessary for the performance of a task carried out in the public interest; Article 6(1)(f) of GDPR - processing is necessary for the purposes resulting from the legitimate interests pursued by the Administrator or by a third party - in order to maintain and operate the website and the social media profiles of Łukasiewicz-GIT, including in order to ensure the integrity of the published content and the security of your personal data; in order to enable you to contact the Administrator, to send messages, queries, complaints, comments, etc, regarding the website, social media profiles, the processing and protection of your personal data, etc.; to store electronic correspondence for evidential purposes for the period resulting from the limitation periods for claims.

4. Recipients or categories of Recipients of your personal data

The recipients of your image data, obtained on the basis of your free, informed consent, may be entities providing services to the Administrator (e.g. companies processing digital materials, entities cooperating by the development and



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distribution of publications, entities operating websites and social media profiles, press publishers and television broadcasters and other Łukasiewicz Research Network Institutes and Łukasiewicz-GIT partners, etc.) in order to publish and distribute audiovisual materials (works) containing your personal data, including image data, with their protection on the basis of concluded, relevant agreements.

The Administrator will provide your personal data to the authorities supervising the Administrator's activities, to superior units and public authorities or entities entitled to obtain data on the basis of applicable regulations and to entities providing services to the Administrator within the framework of concluded contracts, inter alia in the scope of:

- a) provision of document shredding and archiving services,
- b) provision of technical and organisational services to the Administrator to ensure efficient management (in particular: ICT service providers, equipment suppliers, courier and postal companies, etc.),
- c) provision of legal, insurance and consultancy services.

5. Transfer of your personal data to a third country or international organisation

Your personal data **will not be transferred** to a third country (a country outside the European Economic Area) or an international organisation within the meaning of GDPR, subject to the following:

The administrator uses Microsoft 365, which should not result in the transfer of your personal data to a third country. On its website, in its privacy statement, Microsoft explains what personal data it processes, where and how it processes it and for what purposes: <https://privacy.microsoft.com/pl-pl/privacystatement>. Microsoft applies the EU contractual clauses. For more on Microsoft's commitments to protecting data and privacy of users using the Online Services, including the geographic restriction of data processing from the European Union and Microsoft's compliance with the provisions of GDPR, please visit the Microsoft Trust Centre: <https://www.microsoft.com/pl-pl/trust-center/privacy>.

6. Retention period of your personal data

The Administrator will process your personal data, including image data, for the duration of the information, promotional, educational and marketing activities until these purposes cease or you withdraw your freely given consent to the Administrator. The Administrator will keep your personal data until the end of the period of limitation of claims resulting from generally applicable laws, including Article 118 of the Act of 23 April 1964 Civil Code. The Administrator will keep your personal data for archival purposes for the period of time resulting from the Act of 14 July 1983 on National Archival Resources and Archives to the extent that these requirements are applicable and the internal regulations of Łukasiewicz-GIT. At the end of these periods, your personal data will be deleted.

7. Your rights in relation to processing of your personal data

- a) You have the right, pursuant to Articles 15-20 of GDPR, to request from the Administrator, in the manner set out in point 1 above, access to your personal data, its rectification, erasure ("right to be forgotten"), restriction of processing and the right to data portability.
- b) You have the right, pursuant to Article 21(1) of GDPR, to object to the Administrator on grounds relating to your particular situation, in the manner set out in point 1 above, to the processing of your personal data for purposes arising from legitimate interests pursued by the Administrator or by a third party (Article 6(1)(f) of GDPR). You have this right only if there are no compelling legitimate grounds for the processing overriding your interests, rights and freedoms or grounds for the establishment, assertion or defence of claims.
- c) You have the right, pursuant to Article 7(3) of GDPR, to withdraw at any time the consent to use your personal data you have given to the Administrator, in the manner set out in point 1 above, where the processing is based on your freely given consent, pursuant to Article 6(1)(a). Withdrawal of consent triggers an obligation on the part of Łukasiewicz-GIT and other Łukasiewicz Research Network Institutes and Łukasiewicz-GIT partners to cease publication or withhold broadcasting and delete audiovisual materials (works) with your direct participation, whereby withdrawal of consent does not affect the lawfulness of processing carried out on the basis of consent before its withdrawal.
- d) You have the right to lodge a complaint with the supervisory authority, i.e. the Prezes Urzędu Danych Osobowych, ul. Stawki 2, 00-193 Warszawa, <https://uodo.gov.pl/pl/p/kontakt>, tel. (+48) 22 531 03 00, if you consider that the Administrator's processing of your personal data violates the provisions of GDPR.

8. Information about the requirement to provide your personal data

Your consent for the Administrator to process your personal data, including image data, is entirely voluntary. Failure to give your consent will result in the cessation of recording, publication and dissemination as well as permanent deletion of already recorded audiovisual material (works) with your direct participation.

9. Source of your personal data and categories of data

The Administrator has obtained your personal data from another Łukasiewicz Research Network Institute or a Łukasiewicz-GIT partner. Data received falls under ordinary personal data, i.e.: image/voice, first name, surname, degree/title, position, name of Institute/Department/Institute and contact details (e-mail and telephone).

10. Information on automated decision-making, including profiling



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No automated decision-making, including profiling, will take place during the processing of your personal data, which means that the actions referred to in Article 22(1) and (4) of GDPR will not be taken.

Definitions:

- 1. personal data/data** - means information about an identified or identifiable natural person ("data subject"); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of the natural person;
- 2. Administrator** - means a natural or legal person, public authority, entity or another body which alone or jointly with others determines the purposes and means of the processing of personal data;
- 3. Recipient** - means a natural or legal person, public authority, individual or another entity to whom personal data is disclosed, whether or not that person is a third party. Public authorities that may receive personal data in the context of specific proceedings in accordance with the European Union or Member State law, but are not considered Recipients; the processing of this data by these public authorities must comply with the data protection legislation applicable according to the purposes of the processing;
- 4. third party** - means a natural or legal person, public authority, entity or body other than the data subject, the Administrator, the processor or the persons who, under the authority of the Administrator or the processor, may process personal data;
- 5. processing** - means an operation or set of operations which is performed upon personal data or sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction;
- 6. consent of the data subject** - means a freely given, specific, informed and unambiguous indication of the will by which the data subject, either by a statement or by a clear affirmative action, consents to the processing of personal data concerning him or her.

