

# Data Controller information (‘the Policy’)

## 1. Personal data controller

The controller of the personal data is Biopton AG, Sihleggstrasse 23, CH - 8832 Wollerau, Switzerland (hereinafter: 'Biopton AG').

Depending on the service provided through this website, we may process personal data alone or jointly with other joint controllers. Please see section 2 below for more information on joint controllers.

## 2. Joint controllers of personal data

Regarding data processing within internal administration, joint procedures via centralized IT systems, databases, platforms, we determine the purposes and means of processing jointly with other controllers.

The co-management of personal data applies, but not exclusively, to services such as the maintenance of user accounts, processing orders, the provision of information and the provision of information in response to requests sent via forms:

- [Become a distributor](#);
- [Request a presentation](#);
- [Get in touch](#);
- [Ask expert](#).

Detailed information on the joint controllers and your rights in relation to the processing is available by accessing the contact point whose details are indicated below in section 3.

## 3. Personal data protection data contact point

We have appointed a point of contact for matters relating to personal data protection. For matters relating to data protection, including for the purpose of exercising your rights in relation to processing, you can contact the following email address: [iod@zepter.com.pl](mailto:iod@zepter.com.pl)

## 4. Processing of personal data

### 4.1. Individual clients and clients with company status

We process your data for the conclusion or performance of a contract and, in certain cases, for the purposes of legitimate interests. The cases of our legitimate interests are described in section 5.

For individual customers, the categories of personal data processed may include identification data, contact data, contact details.

For customers with company status, the categories of personal data processed may include identification data, contact data, contact details, data of a business/business nature.

The data will be stored for the period of the statute of limitations of the tax obligation occurring in connection with the concluded agreement - however, the law may provide for a longer storage period,

for the assertion or defence of claims. The cases of longer data processing periods are described in section 5.

In relation to the processing, you have the right to access and rectify data, the right to erasure, the right to restrict processing, the right to object to processing, the right to lodge a complaint to the supervisory authority. You can find detailed information on the individual rights in section 8.

Your personal data may be processed in the form of analytical, sales and marketing profiling, to make measurements to improve our services. The provision of data is a contractual requirement. The consequence of failing to provide personal data may be a request for rectification. Failure to provide personal data may result in a request for rectification. A complete refusal to provide them will prevent the conclusion or execution of the contract.

#### **4.2. Registered users**

We process your data for the conclusion or performance of a contract and, in certain cases, for the purposes of legitimate interests. Cases of our legitimate interests are described in section 5.

For individual users, the categories of personal data processed may include identification data, contact data, contact details.

For corporate users, the categories of personal data processed may include identification data, contact data, contact details, data of a business/business nature.

The data will be stored for the period of the statute of limitations of the tax obligation occurring in connection with the concluded contract - however, the law may provide for a longer storage period, for the assertion or defence of claims. The cases of longer data processing periods are described in section 5.

In connection with the processing, you have the right to access and rectify your data, the right to erasure, the right to restrict processing, the right to object to processing, the right to lodge a complaint to the supervisory authority. You can find detailed information on the individual rights in section 8.

Your personal data may be processed in the form of analytical, sales and marketing profiling, to make measurements to improve our services. The provision of data is a contractual requirement. The consequence of failing to provide personal data may be a request for rectification. A complete refusal to provide them will prevent the conclusion or execution of the contract.

#### **4.3. Suppliers, providers**

We process the data of your representatives, representative persons, designated contact persons for the purpose of performing a contract or taking steps prior to entering a contract. Your data may also be processed for the purposes of our legitimate interests of establishing and pursuing claims or defending against claims, and for the purposes of establishing whether you, as a nominee, are authorised to act on behalf of a legal person.

The categories of personal data processed may include identification data, contact data, contact details, data of a business/business nature.

The data will be stored for the period of the statute of limitations for the tax liability arising in connection with the concluded agreement - however, the law may provide for a longer data storage period, for the assertion or defence of claims. The cases of longer data processing periods are described in section 5.

In connection with the processing, you have the right to access and rectify your data, the right to erasure, the right to restrict processing, the right to object to processing, the right to lodge a complaint to the supervisory authority. You can find detailed information on the individual rights in section 8.

Providing personal data is a contractual requirement. The consequence of failure to provide personal data may be a request for rectification. A complete refusal to provide them will prevent the conclusion or execution of the contract.

#### **4.4. Newsletter subscribers**

Your data will be processed based on your consent in relation to the newsletter service. You may withdraw your consent at any time, without affecting the lawfulness of the processing we conducted before withdrawing your consent.

The categories of personal data processed will include identification data, contact data.

The data will be stored until you withdraw your consent.

In relation to processing, you have the right to withdraw consent at any time (without affecting the lawfulness of the processing we carried out before withdrawal), the right to access and rectify your data, the right to restrict processing, the right to object to processing, the right to withdraw consent at any time, the right to erasure, the right to lodge a complaint with a supervisory authority.

#### **4.5. Website users**

We process your data for the purposes of legitimate interests such as communication and correspondence, compiling statistics to improve the website services and to adapt the website and services to your preferences.

Where you have provided us with an image of yourself or where you have voluntarily included health-related information in documents provided to us, we will process your personal data based on your freely given consent.

The categories of personal data processed may include identification data, IP data, location data, contact data, contact details and image or health data.

The data will be kept for the period necessary to respond to queries sent, clarify the matter, or withdraw consent to the processing of personal data.

In connection with the processing, you have the right to access and rectify your data, the right to erasure, the right to restrict processing, the right to object to processing, the right to lodge a complaint to the supervisory authority. Please see section 7 for details of your individual rights.

We may also process information that enables us to remember your preferences in using the website - we use cookies to collect this type of data (please see section 10 for more information).

Your personal data will not be processed in the form of analytical profiling. Binding decisions will not be automated, i.e., they will never be taken without human involvement.

Data regarding the use of the website may be used for internal statistical purposes and to develop and improve website services, communication methods and its functionality, as well as to ensure IT

security. In this situation, we only use aggregated data and do not use names, email addresses, or other information that allows you to be directly identified.

## **5. Other purposes, legal bases, and processing periods of personal data**

We will process your data for the purposes necessary to comply with our legal obligations:

- for as long as we comply with legal obligations imposed on us by applicable law, including but not limited to tax law;
- for the period for which we are required by law to retain the data (these laws may provide for different retention periods).

Where we process your personal data for purposes arising from our legitimate interests, we do so for:

- establishing, defending, and pursuing claims, which includes selling our claims to another party;
- promoting our products and services;
- compiling compilations, analyses and statistics;
- archiving.

## **6. Recipients of personal data**

The recipients of your personal data may be separate controllers of personal data or processors. If we outsource operations whose essence is the processing of personal data to another entity, this will take place within the framework of the entrustment of personal data for processing. The entrustment of your personal data will only concern operations where the processing of data is the main, primary activity and not the result of other, side processes.

Your personal data can also be accessed by so-called third parties. A third party is not the data subject, the controller or processor, or a representative of the controller or processor. These will be public authorities who are not considered recipients but may receive personal data in the context of a specific procedure.

The recipients of the data may be service providers supplying IT, technical and organisational solutions to operate and manage the organisation (accounting, postal and courier operators, Internet service providers, including email, software, hosting), law firms and law firms providing legal services.

## **7. International transfers of personal data**

If it would be necessary to transfer your data internationally, we would do so:

- because of an adequacy decision, or
- subject to appropriate safeguards, including standard data protection clauses, an approved code of conduct, an approved certification mechanism, or
- in accordance with binding corporate rules, or
- subject to exceptions in specific situations.

## **8. How do we ensure that your rights are exercised?**

You may at any time request the exercise of certain rights that you have in relation to the processing of your personal data by us. Below we describe each right, the circumstances in which they may apply and how to exercise them.

### **8.1. Right to withdraw consent at any time**

If your data are processed based on freely given consent, you may at any time withdraw from processing your data on this basis. We will then immediately cease processing your data for the purpose for which consent was obtained. However, we would like to point out that the withdrawal of consent does not affect the fact that the processing of personal data based on consent was legal prior to its withdrawal.

## **8.2. The right to access and obtain a copy of personal data**

You may receive information from us regarding our processing of your personal data and obtain a copy of it. This will be made available to you in a common computer file format. The first copy will be provided free of charge, but we may charge a fee for subsequent copies.

## **8.3. Right of rectification**

We are committed to ensuring the accuracy of the data we process. You may request that your data be corrected or deleted if it is inaccurate, incomplete or has been collected unlawfully. However, the burden of proving these inaccuracies lies with the data subject.

## **8.4. The right to erasure, including the 'right to be forgotten'**

Upon your request, we are obliged to delete personal data concerning you. We will do this if:

- the purposes for which the data was collected have now been fulfilled;
- the only legal basis for processing your personal data was consent, which was subsequently withdrawn and there is no other legal basis for further processing of your personal data;
- the only legal basis for processing was consent given by a person under the age of thirteen;
- you have objected to the processing, and you consider that we have no overriding legal grounds to continue processing your personal data;
- your personal data has been processed unlawfully, i.e., for unlawful purposes or without any basis for processing your personal data.

'Right to be forgotten' is a special form of the right to erasure. If your data has been published, for example on this website, and you have the right to request that this data be deleted, we are obliged to delete any copies of this data and any links to this data. We must also take steps to ensure that other parties who have processed your personal data also delete it from their resources. However, this right is not absolute - in taking steps to exercise this right we must consider available technology and costs, which may limit its application.

## **8.5. Right to restrict processing**

We are obliged to restrict the processing of your personal data at your request. In this case, we must refrain from performing any operations on the data other than storing it. If you have doubts about the accuracy of the data, we will restrict processing for a period to allow you to check the issue. We will also restrict processing if you object.

## **8.6. Right to data portability**

You have the right to receive your personal data and to have it transferred to another controller of your choice. You have the right to portability when the Joint Controllers process your personal data based on your consent or when it is necessary for the performance of a contract and the data operations are conducted by automated means, i.e., without human involvement.

## **8.7. Right to object**

You may object to the processing of your personal data, on grounds relating to your situation.

However, an objection does not apply if you have given your consent to the processing. In this case, you should withdraw the consent in question - the effect will be the same, but from a legal point of view, opposition and withdrawal of consent are two different institutions that apply in different cases.

You cannot make an effective objection if:

- the processing of personal data is necessary for the performance of a contract;
- processing is necessary for compliance with a legal obligation;
- the processing is necessary to protect the vital interests of the data subject or another natural person.

## **8.8. The right not to be subject to automated decisions in individual cases, including profiling**

You have the right not to be subject to decisions based solely on automated processing, including profiling, where such decisions would produce legal effects on you or similarly significantly affect you.

However, automated processing of your data, including profiling, is permitted if:

- it is necessary for the conclusion or performance of a contract;
- it is permitted by law to which we are subject, and which provides for suitable measures to protect your rights, freedoms and legitimate interests;
- it is based on your explicit consent.

## **8.9. Right to lodge a complaint with a supervisory authority**

If you believe that your rights have been infringed by our processing activities, you may lodge a complaint with a supervisory authority, which is an independent public authority responsible for monitoring the application of data protection legislation.

The rights listed above may be limited in certain situations, such as when we can demonstrate that we are legally obliged to process your data. If you wish to exercise your due rights, you may send a request using the contact details indicated in the Policy.

## **9. Sources of personal data**

Generally, most of the data we process is information that you have provided to us of your own free will. In some cases, however, we may process personal data that we are able to infer from other information obtained from you and that we acquire during our relationship. This data will not be processed for longer than is necessary for the purpose for which it was collected or will be deleted immediately. Where we have not obtained personal data directly from you, we inform you that:

- the data may have been obtained from another person or entity;
- the data may have been obtained from other publicly available sources of information.

## **10. Cookies**

Cookies are small text documents often containing unique identifiers that are sent to your computer, laptop, smartphone, or tablet ('Device') by a web server so that the website can remember certain information about your browsing activity. Cookies collect information related to your use of our

services, information about your Device, such as your IP address and browser type, your location and, if you arrived at our site through a link from another website, the URL of that website.

As a rule, information collected by cookies does not itself constitute personal data. Cookies record information about your online preferences and help us tailor our services to meet them. They may be used to provide you with certain features. Such data is encrypted to prevent unauthorised access.

By default, the software you use to browse the web allows cookies to be placed on your Device - you have given your consent to the use of such cookies through your browser settings. You can withdraw this consent at any time by changing the settings of the browser you are using.

We use technical, analytical, session and persistent cookies.

Technical cookies are required for the proper functioning of the website. Their use may also be related to the technical requirements of a specific web browser.

Analytical cookies are used for internal purposes only, namely, to improve the services offered to all users. These types of cookies analyse your interaction with the website (the data we collect does not relate to a specific person).

Marketing cookies remember that you have visited a website and use this information to deliver content or advertising tailored to your interests.

Cookies are divided into session cookies and persistent cookies in terms of how long information is stored.

Session cookies are only stored for the duration of your visit to the website and are deleted from your device when you close your browser.

Persistent cookies are stored on your Device for a limited time after you close your browser and are used to identify you during a later browsing session.

We use technical cookies to:

- ensure that the website is displayed appropriately – depending on which Device you are using;
- To adapt our services to your technical choices relevant to the operation of the website, such as your choice of language;
- remember whether you have opted in to view certain content.

We use analytical cookies to:

- study website traffic statistics and check traffic sources (redirection directions); detect several types of abuse, e.g., artificial web traffic (bots);
- limit certain marketing activities, e.g., to prevent users from repeatedly seeing the same advertisement;
- measure the effectiveness of marketing activities, such as Google's advertising network, without collecting personal information.

We use marketing cookies to:

- personalise your ads;
- customise the content you see;
- reduce duplicate messages to website users;

- collect information about the effectiveness of marketing campaigns.

If you wish to opt out of cookies, simply follow the instructions below to do so. Detailed instructions on how to set the use of cookies depending on the web browser you use are available below:

- [Chrome cookie settings](#);
- [Firefox cookie settings](#);
- [Internet Explorer cookie settings](#);
- [Opera cookie settings](#);
- [Safari cookie settings](#);
- [Yandex cookie settings](#).

Your browser settings also allow you to delete cookies already stored on your Device. However, we would like to point out that deleting or blocking cookies may limit the functionality of the website. If you experience any problems after deleting cookies, please contact the provider of the relevant web browser.

### **11. What is AddThis?**

AddThis buttons allows website owners to easily share content with other people either via social networks, e-mail or by bookmarking a page. The buttons provide statistics about bookmarking and sharing activity of users and helps visitors create buzz for sites to increase popularity and ranking.

### **12. What is Social media?**

The website might use social media widgets to enable users to engage with content from our websites on various social platforms (Facebook, YouTube, Twitter, LinkedIn etc). To understand how and what information is collected and what cookies are set by these third parties, please refer to the privacy policy of the appropriate social platform.

### **13. Prices on biopton.com**

Prices listed on biopton.com are recommended Retail Price (RRP) and Member Price ClubLive100). Local variations may apply. Contact your local dealer for more information.

### **14. Trademark and copyright**

A trademark is a word, logotype, slogan, colour, or shape that identifies and distinguishes the source or origin of a product or service. All trademarks belonging to Biopton AG, or any other person or company associated with Biopton AG are important and valuable assets of the company.

The Biopton AG or any other person or company associated with Biopton AG respects the Intellectual Property rights and we ask the same of others.

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You are authorized to use information from this website if it is only used for information purposes, provided the source of information is mentioned. You may copy and print press releases and other documents classified as public.

The content of the information may not be modified, and the information should be used in a way that does not harm the reputation of Biopton AG.

The website may contain images that are subject to copyright of third parties.

## **15. Changes to the Policy**

We reserve the right to update the Policy. Changes may result from the following reasons:

- due to the need to adapt the provisions of the Policy to the applicable law or decisions of authorised public authorities;
- because of a change in the interpretation of applicable law (which affects the content of the Policy);
- because of court rulings, decisions, recommendations or recommendations of competent offices or authorities in a given scope;
- the need to remove errors or typographical mistakes found in the contents of the Policy;
- change of data, including, for example, contact details, names, contact data or updating links contained in the content of the Policy.

Amendments shall come into force immediately after their publication.