

## Privacy Notice

on the personal data processed by MVM Démász Áramhálózati Kft. and MVM Mobiliti Kft. in relation to the data collection within the framework of the „Programme relating to the testing of the home charging equipment and network load” (hereinafter: „Programme”)

### Introduction

This Notice concerns the processing performed by MVM Démász Áramhálózati Kft. and MVM Mobiliti Kft. in relation to the personal data disclosed to them or inevitably become known to them during the data collection within the framework of the Programme. The content of the Notice shall not be applicable to data concerning persons other than natural persons.

### 1. Description of the Controller(s); definition of personal data and Data Subject

The Controller means the legal person which, alone or jointly with others, determines the purposes and means of the processing of personal data.

In relation to this Notice, the following group companies of MVM Group shall be deemed controllers (**hereinafter collectively referred to as „Controllers” and independently as „Controller”**):

Controller: **MVM Démász Áramhálózati Kft.**  
Registered office: H-6724 Szeged, Kossuth L. sgt. 64-66.  
Postal address: H-6701 Szeged Pf. 199.  
Company registration number: 06-09-010805  
Website: [www.mvmdemaszhalozat.hu](http://www.mvmdemaszhalozat.hu)  
Email address: [ugyfelszolgalat@mvm.hu](mailto:ugyfelszolgalat@mvm.hu), [okosmeres@mvm.hu](mailto:okosmeres@mvm.hu)  
Phone number: +36 62 565-881, +36 62 565 600  
Data Protection Officer: Dr Flóra Józán ([dpo@mvm.hu](mailto:dpo@mvm.hu))

Controller: **MVM Mobiliti Kft.**  
Registered office: H-1037 Budapest, Montevideo út 2. C. ép.  
Postal address: H-1023 Budapest Árpád fejedelem útja 26-28.  
Company registration number: 01-09-965868  
Website: [www.mobiliti.hu](http://www.mobiliti.hu)  
Email address: [mobiliti@mobiliti.hu](mailto:mobiliti@mobiliti.hu), [help@mobiliti.hu](mailto:help@mobiliti.hu)  
Phone number: +36 62 56-57-58  
Data Protection Officer: István Kovács ([dpo@mvm.hu](mailto:dpo@mvm.hu))

For the purposes of this Notice, personal data shall mean any information relating to an identified or identifiable natural person (the „**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 that natural person).

The data processed by the Controller shall be deemed personal data.

## **2. The subject matter of this Privacy Notice; legislation under which the processing is performed**

The „**Programme relating to the testing of the home charging equipment and network load**” constitutes a legal relationship initiated by the Controllers to measure consumer habits and for market research purposes and is based on voluntary application and the conclusion of a contract between the parties, under which the Controllers install electric vehicle charging equipment free of charge at the home of the selected applicants in order to test the product and to collect the type of data specified in the annex (primarily in relation to the load of the electricity network).

By accepting the Privacy Notice and subsequently by providing his or her personal data, the Data Subject may express his or her intention to participate in the test. After application the Controller shall inform the Data Subject that for the purpose of sending the contract offer a preliminary onsite assessment is necessary. If necessary, the Controller shall inform the Data Subject which Processor (subcontractor) it wishes to engage in the performance. Based on the available data and the result of the onsite assessment, the Controller considers the Data Subject's application, and if every necessary condition is met, it sends you as Data Subject its final offer.

Those Data Subjects who have not been selected in this programme will be notified thereof by the publication of the following information on the [www.mobiliti.hu](http://www.mobiliti.hu) website: „The contract has been concluded with the selected applicants and the selection of the programme participants has been closed.”

The data of the applicants who have not been selected will be erased without delay concurrently with the information sent to the provided email address, unless the Data Subject has expressly consented to the use of his or her data for advertising purposes; however, processing for advertising purposes shall not be governed by the provisions herein but by a separate Privacy Notice applicable thereto.

If the Controller makes an offer to you and you accept the Controller's offer during the period of offer validity, then you enter into a contract with the Controller who provides you with the home charging equipment of the type specified in the programme, the installation thereof and the performance of the related electrical works as well as the free use and maintenance of such equipment until 30.11.2020 (the fee of the electricity necessary for the operation of the charger is not included in the offer).

As part of the cooperation, throughout the term of the contract you shall be available at a preliminarily agreed date to enable the check of the charger and you shall also provide the Controller with information on your experience regarding the charger with the frequency defined in the contract.

### **In relation to the Programme launched by the Controllers, this Notice applies to**

- **processing activities (request for offer) based on the Data Subjects' freely given consent, and**
- **processing activities necessary for the performance of the contract concluded between the Controllers and the Data Subject natural person if the offer is accepted, and for the fulfilment of legal obligations.**

We hereby draw your attention to the fact that you are not obliged to consent to the processing of your data; however, without consent participation in the Programme (and also onsite assessment, making an offer, contracting) shall not be possible.

The Controller reserves the right to unilaterally modify this Notice with regard to the future. You will be notified of such changes on the [www.mobiliti.hu](http://www.mobiliti.hu) website, and if requested, via email.

**By providing your personal data, you declare that you have become familiar with and expressly accepted the version of this Notice valid upon data provision.** You will find below the details of processing as per each purpose of processing.

As stated in the declaration of consent, **you shall be entitled to withdraw your consent to processing at any time in the case of processing based on consent (request for offer)**. We hereby draw your attention to the fact that in this charging equipment test programme the withdrawal of your consent to processing shall result in the invalidity of your application and later in the termination of the concluded contract.

If you wish to participate in the charging equipment test Programme and enter into a contract with the Controller, your personal data provided in connection therewith will be processed by the Controller in accordance with the currently applicable Hungarian and EU data protection laws.

**Main legislation relating to the processing activities above:**

- 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)
- Act CXII of 2011 on Informational Self-determination and Freedom of Information
- Act CLV of 1997 on Consumer Protection

**3. Legal basis for processing**

The legal bases for our processing are **point (a) of Article 6(1) (processing based on consent)** of Regulation (EU) 2016/679 of the European Parliament and of the Council („**General Data Protection Regulation**”) as well as **points (b) and (c) thereof (processing necessary for the performance of a contract and for the fulfilment of legal obligations)**.

**The details of processing as per each purpose of processing are included in the table in Annex 1.**

**4. Purposes of processing**

The purposes of processing in relation to the processing activities set out herein are specified in detail in the table in **Annex 1**.

**5. Set of processed data**

The set of data processed within the framework of the processing activities set out herein is specified in the table in **Annex 1**.

**6. Persons entitled to access the data**

The persons entitled to access the data under this Privacy Notice are specified in the table in **Annex 1**.

**7. The period of processing and storing the personal data**

The Controllers erase the personal data processed without delay if processing was performed not for the purposes stipulated by law or the purpose of processing no longer exists.

**The data processed based on the Data Subject's consent shall also be erased at any time upon the Data Subject's request.**

The period of processing under this Privacy Notice is specified in the table in **Annex 1**.

## **8. Security of personal data**

The Controller undertakes to ensure the security of personal data processed by it. Taking into account the state of the art, the costs of implementation and the nature, scope, context and purposes of processing as well as the risk of varying likelihood and severity for the rights and freedoms of natural persons, the Controller shall implement appropriate technical and organisational measures and develop appropriate procedural rules to ensure the protection of the recorded, stored and processed data and to prevent the destruction, unauthorised use and unauthorised alteration thereof. The Controller also undertakes to request every third party to whom the data are transferred or disclosed based on the Data Subjects' consent to comply with the requirements of the security of personal data.

The Controller shall ensure that the processed data are not accessible to unauthorised persons, and cannot be disclosed, transferred, altered or erased by such persons. The processed data shall exclusively be accessible to the Controllers, their employees and the processor(s) engaged by them based on permission levels. The Controller shall not disclose such data to any third person not entitled to access the data.

The employees of the Controller and the Processor may access the processed personal data based on the job roles specified by the Controller and the Processor, in a specified manner and as per the permission levels. The Controller and the Processor deem personal data confidential and process the data as such.

In order to ensure the security of the IT systems, the Controller protects such systems with firewall and also uses virus scanner and anti-virus programs in order to prevent internal and external data loss. The Controller has also taken measures to properly check the electronic incoming and outgoing communication to prevent abuse. In order to ensure the protection of data sets processed electronically in various records, the Controller makes sure that the data stored in the records cannot be directly combined and associated with the user, with the exceptions stipulated by law.

The Controller shall ensure a level of security appropriate to the risk, including inter alia as appropriate:

- the pseudonymisation and encryption of personal data,
- the ability to ensure the ongoing confidentiality, integrity, availability and resilience of processing systems and services (security in terms of operation and development, intrusion control and detection, prevention of unauthorised access)
- the ability to restore the availability and access to personal data in a timely manner in the event of a physical or technical incident (prevention of data leak; vulnerability and incident management)
- a process for regularly testing, assessing and evaluating the effectiveness of technical and organisational measures for ensuring the security of the processing (maintenance of business continuity and the protection thereof against malicious codes; secure storage, transfer and processing of data; security-related training of our employees)

In assessing the appropriate level of security account shall be taken in particular of the risks that are presented by processing, in particular from accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to personal data transmitted, stored or otherwise processed.

## **9. Processors**

The Processor means a natural or legal person which processes personal data on behalf of the Controller.

The Processor engaged in the performance shall be named after contact has been established with the Controller and in the event of entering into a contract, it shall also be specified therein. The Processor shall be entitled to process the above personal data during the term of its contract concluded with the Controller or until the Data Subject's consent is withdrawn.

## **10. Rights related to processing and the means of right enforcement and legal remedies available related to processing**

### **10.1. Rights related to processing**

The Data Subject may request from the Controller the following:

- information on the processing of personal data concerning him or her (before the commencement of processing and during processing),
- access to the personal data concerning him or her (the provision of his or her personal data by the Controller),
- the rectification or completion of his or her personal data,
- the erasure of his or her personal data and the restriction of processing (blocking) with the exception of mandatory processing,
- the Data Subject has the right to data portability,
- the Data Subject may object to the processing of his or her personal data.

#### **10.1.1. Right to request information (based on Articles 13-14 of the General Data Protection Regulation)**

The Data Subject may request the following information in writing from the Controller through the contact details indicated in Section 10.2:

- the processed personal data,
- the legal basis for processing,
- the purpose of processing,
- the source of data,
- the period of processing,
- whether a processor is engaged, and if so, the name, address and processing activity of such processor,
- to whom the Controller has provided access to the personal data, when, based on which law and to which data, or the person to whom it has transferred the personal data,
- the circumstances and effects of any personal data breach and the measures taken to eliminate such data breach.

The Controller shall fulfil the Data Subject's request within one month at the latest by sending a letter to the contact details provided.

#### **10.1.2. Right of access (based on Article 15 of the General Data Protection Regulation)**

The Data Subject shall have the right to obtain from the Controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data processed.

The Controller shall provide a copy of the personal data undergoing processing to the Data Subject if it does not breach any other legal provisions. Where the Data Subject makes the request by electronic means, and unless otherwise requested by the Data Subject, the information shall be provided in a commonly used electronic form.

#### **10.1.3. Right to rectification and completion (based on Article 16 of the General Data Protection Regulation)**

The Data Subject may request the Controller in writing through the contact details indicated in Section 10.2 to modify any of the personal data concerning him or her (e.g. he or she may change his or her email address, phone number or postal address at any time, or may request from the Controller the rectification of the inaccurate personal data concerning him or her and processed by the Controller).

Taking into account the purposes of the processing, the Data Subject shall have the right to have incomplete personal data concerning him or her and processed by the Controller completed.

The Controller shall fulfil the request within one month at the latest and notifies the Data Subject thereof in a letter sent to the contact details provided.

#### **10.1.4. Right to erasure (based on Article 17 of the General Data Protection Regulation)**

The Data Subject may request the Controller in writing through the contact details indicated in Section 10.2 to erase the personal data concerning him or her.

Basically, the erasure of personal data may be requested if our processing is based on your consent; in such a case, your personal data will be erased.

**If the purpose of processing is the performance of the contract in effect, your request to erase cannot be fulfilled.**

In such a case, we shall continue to process your personal data under the applicable law even after the termination of the contract until the expiry of the period of processing specified in this Notice.

Where no such obligation exists, the Controller shall fulfil the request within one month at the latest and notifies the Data Subject thereof in a letter sent to the contact details provided for such purpose.

#### **10.1.5. Right to blocking (restriction of processing) (based on Article 18 of the General Data Protection Regulation)**

The Data Subject may request the Controller in writing through the contact details indicated in Section 10.2 to block the personal data concerning him or her (by clearly indicating the restricted nature of processing and by performing processing separately from any other data).

Blocking shall be maintained until the reason provided by the Data Subject requires the storage of data.

The Data Subject may request the blocking of data for example where he or she deems that his or her data have been unlawfully processed by the Controller; however, for the purposes of the authority or judicial proceedings initiated by him or her the Controller shall not erase such data.

In such a case, the Controller shall continue to store the personal data (e.g. the submission or personal data concerned) until being contacted by the authority or the court; thereafter the data shall be erased.

#### **10.1.6. Right to data portability (based on Article 20 of the General Data Protection Regulation)**

The Data Subject may request in writing through the contact details indicated in Section 10.2 to receive the personal data concerning him or her, which he or she has provided to the Controller, in a structured, commonly used and machine-readable format and shall have the right to transmit those data to another controller without hindrance from the Controller, where

- the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) of the General Data Protection Regulation, or
- the processing is based on the contract pursuant to point (b) of Article 6(1), and
- the processing is carried out by automated means.

#### **10.1.7. Right to object (based on Article 21 of the General Data Protection Regulation)**

The Data Subject shall have the right to object – in writing through the contact details indicated in Section 10.2 – to processing of personal data concerning him or her which is necessary to enforce the legitimate interests of the Controller or a third party and which is based on point (f) of Article 6(1) of the General Data Protection Regulation, including profiling based on those provisions.

The Controller shall no longer process the personal data unless the Controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the Data Subject or for the establishment, exercise or defence of legal claims.

Where personal data are processed for direct marketing purposes, the data subject shall have the right to object at any time to processing of personal data concerning him or her for such marketing, which includes profiling to the extent that it is related to such direct marketing. Where the data subject objects to processing for direct marketing purposes, the personal data shall no longer be processed for such purposes.

### **10.2. Means of right enforcement and legal remedies available related to processing**

#### **Sending a request to the Controllers**

Before initiating judicial or authority proceedings, we recommend you to contact the Controller concerned and send your complaint to it regarding the processing of personal data concerning you to enable us to investigate the case and provide a reassuring solution or to fulfil any of your requests or claims under Section 10.1 if it is reasoned.

In the case of the enforcement of any rights of the Data Subject in relation to processing under Section 10.1, the Data Subject's request for information regarding processing, or his or her objection to or complaint regarding processing, the Controller concerned shall investigate the case without undue delay and within the period specified in current laws, take action in relation to the request and provide information on the case to the Data Subject. That period may be extended as stipulated by law where necessary, taking into account the complexity and number of the requests.

Where the Data Subject makes the request by electronic form means, the information shall be provided by electronic means where possible, unless otherwise requested by the Data Subject. If the Controller concerned does not take action on the request of the Data Subject, the Controller shall inform the Data Subject without delay and at the latest within the period specified by law of the reasons for not taking action and for refusing to fulfil the request, and on the possibility of initiating judicial or authority proceedings in the case as follows.

**If you wish to enforce your rights relating to processing, you have any questions or doubts regarding your personal data processed by the Controller concerned, you wish to request information on your data or lodge a complaint, or you wish to exercise any of your rights under Section 10.1, you may do so through the concerned Controller's contact details listed in Section 1.**

#### **Initiation of judicial proceedings**

The Data Subject may initiate judicial proceedings against the Controller or – in connection with processing operations falling within the scope of the processor's activity – the processor if in his or her opinion the controller or the processor acting on behalf of or on the instruction of the controller processes his or her personal data infringing the requirements relating to the processing of personal data and set out in the law or binding legal act of the European Union.

The decision in the lawsuit shall fall within the competency of the tribunal. The lawsuit may be filed – at the choice of the Data Subject – before the tribunal competent for the Data Subject's place of residence or place of abode.

#### **Initiation of authority proceedings**

In order to enforce his or her rights, the Data Subject may request from the National Authority for Data Protection and Freedom of Information (H-1055 Budapest, Falk Miksa u. 9-11., website: <http://naih.hu>; postal address: H-1363 Budapest, Pf.: 9.; phone: +36-1-391-1400; fax: +36-1-391-1410; email: [ugyfelszolgalat@naih.hu](mailto:ugyfelszolgalat@naih.hu)) the initiation of investigation or authority proceedings with reference to the fact that infringement has occurred in relation to the processing of his or her personal data, or there is an imminent risk associated therewith, thus in particular

- if in his or her opinion, the Controller restricts the exercise of his or her rights – as Data Subject – under Section 10.1 or refuses his or her request for the enforcement of such rights (initiation of investigation), and
- if in his or her opinion, during the processing of the personal data concerning him or her, the Controller or the processor acting on behalf of or on the instruction of the Controller violates the requirements relating to the processing of personal data and set out in the law or binding legal act of the European Union (requesting the conduct of authority proceedings).

#### **11. Miscellaneous**

This Privacy Notice is available on the <https://www.mvmnext.hu/> website.

During the processing of personal data detailed herein automated decision-making, profiling and the transfer of the personal data to third countries or international organisations are not performed.

The Controller reserves the right to unilaterally modify this Notice with regard to the future. The Controller informs the Data Subjects of such modifications through its website.



Description and purpose of processing	Legal basis for processing	Set of processed data	Period of processing	Persons entitled to access the data
<p><b>Sending of online application for the purpose of contracting</b></p>	<p>The Data Subject's consent – point (a) of Article 6(1) of the General Data Protection Regulation</p>	<ul style="list-style-type: none"> <li>- Name</li> <li>- Address/address for service</li> <li>- Phone number</li> <li>- Email address</li> <li>- Type and registration number of the electric vehicle owned by the Data Subject</li> <li>- The address where the Data Subject habitually resides and where he or she requests the installation of the charger: topographical lot number as well as the type of the real estate: Detached house / Condominium</li> <li>- The owners of the real estate used for habitual residence and the owners' consents</li> <li>- Intended place of installation of the charger (garage, closed yard)</li> <li>- Data relating to the point of connection (available power)</li> <li>- Whether a smart meter is available</li> <li>- Number of phases</li> <li>- Data relating to the electricity trader of the real estate where the charger is to be installed</li> <li>- Whether the electricity supply has been suspended as a sanction for late payment (disconnection) in the past two years in any of the user's place of use</li> <li>- Whether there is a household-sized small power plant in the real estate where the charger is to be installed</li> </ul>	<p>If the Data Subject withdraws his or her consent, the personal data shall be erased in accordance with this Notice without delay, but within eight days at the latest.</p> <p>The data of the Data Subjects who have not been selected will be erased without delay concurrently with the information sent to the email address provided upon application.</p> <p>If no contract is concluded with the Data Subject, his or her data shall be erased within eight days following the notification of the applicants.</p>	<p>The employees of the product development, energy efficiency, financial and legal areas at MVM Mobiliti Kft. and MVM Démász Áramhálózati Kft., the leaders of the Companies as well as the Processors in relation to whom the Controllers inform the Data Subject in advance.</p>

<p><b>Conclusion, performance and termination of the contract</b></p>	<p>The Data Subject's consent, the performance of the contract and the fulfilment of legal obligations – points (a), (b) and (c) of Article 6(1) of the General Data Protection Regulation</p>	<ul style="list-style-type: none"> <li>- Name</li> <li>- Place and date of birth</li> <li>- Mother's name</li> <li>- Permanent address</li> <li>- Address for service</li> <li>- Address for invoicing</li> <li>- Identity card number</li> <li>- Tax identification number</li> <li>- Phone number</li> <li>- Email address</li> <li>- Name of Contracted Universal Service Provider/Trader</li> <li>- The topographical lot number and physical address of the real estate where the charger is to be installed; (interim) copy of the title deed, less than 30 days old</li> <li>- Type of the real estate: Detached house / Condominium</li> <li>- Type of driveway</li> <li>- Consumption data, graphs</li> <li>- Consumption-related habits (time and duration of charging and charging load)</li> <li>- Type and registration number of the electric vehicle owned by him or her</li> <li>- The address where the Data Subject habitually resides and where he or she requests the installation of the charger: topographical lot number as well as the type of the real estate: Detached house / Condominium</li> <li>- The owners of the real estate used for habitual residence and the owners' consents</li> <li>- Intended place of installation of the charger (garage, closed yard)</li> <li>- Data relating to the point of connection (available power)</li> </ul>	<p>Pursuant to the Act on Accounting, eight years following the termination of the contract</p> <p>After the termination of the contract, the data will be erased from the automated database after the period of eight years has expired following the termination of the contract (the paper-based contract will be retained)</p>	<p>The employees of the product development, energy efficiency, financial and legal areas at MVM Mobiliti Kft. and MVM Démász Áramhálózati Kft., the leaders of the Companies as well as the Processors in relation to whom the Controllers inform the Data Subject in advance.</p>
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