

LMENTE APP PRIVACY POLICY

This Privacy Policy (hereinafter referred to as “**the Policy**”) contains information concerning processing your personal data in connection with your use of our mobile application (hereinafter referred to as “**the App**”).

Personal Data Controller

The controller of your personal data is Lmente spółka z ograniczoną odpowiedzialnością with its registered office in Warsaw (address: ul. Hoża 86/410, 00-682 Warsaw), entered into entrepreneurs’ register administered by the District Court for capital city of Warsaw based in Warsaw, XII Commercial Division of National Court Register under KRS no.: 0001028827, holding tax identification number (NIP): 7011139219, statistical number (REGON): 525026705, share capital of PLN 10.000,00 (hereinafter referred to as “**the Controller**”).

Contact with the Controller

In all matters related to the processing of personal data you can contact the Controller via email: app@lmente.com.

Measures for personal data protection

The Controller uses modern organizational and technical safety measures to ensure the best possible protection of your personal data and ensures that they are processed in accordance with the provisions of 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 GDPR**”), the Act of 10 May 2018 on the Protection of Personal Data and other personal data protection legislation.

Information on personal data being processed

Using the App and our Services requires processing of your personal data. In the table below, you will find detailed information about the purposes and legal basis of the processing, the period of the processing as well as information whether the provision of your personal data is obligatory or voluntary.

Purpose of processing	Personal data processed	Legal basis
Conclusion and performance of the agreement for the provision of the Account Service	1) e-mail address, 2) location, 3) image (optionally), 4) information about recorded activities, their location, routes/runs/activities (optionally)	Art. 6(1)(b) of the GDPR (The processing is necessary to perform the agreement concluded with the data subject or to take steps to conclude this agreement)

		<p>Art. 6(1)(a) of the GDPR (in the case of image and registered activities and routes processing)</p> <p>(The data subject has given consent to the processing of his or her personal data for one or more specific purposes)</p>
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Providing the personal data is a condition for the conclusion and performance of the Account Service (the provision of such data is voluntary, but should you fail to provide your personal data, you will be unable to conclude and performed the above Agreement, including the creation of an Account).

The Controller will process the above personal data until statute of limitation on the claims arising from the above agreement expires or to withdraw your consent (whichever occurs first).

Purpose of processing	Personal data processed	Legal basis
Organization and participation in Events	<ol style="list-style-type: none"> 1) e-mail address/login, 2) location (optionally) - at the time of creating the Event, the Organizer can decide whether to allow participants to record their activity and make it available in the application in real time. Users can voluntarily register or register and share the location and route of their ride/run/activity 	<p>Art. 6(1)(f) of the GDPR</p> <p>(Processing is necessary to implement the legitimate interest of the Controller, in this case providing Users with additional functions of the App)</p> <p>Art. 6(1)(a) of the GDPR (in the case of location processing)</p> <p>(The data subject has given consent to the processing of his or her personal data for one or more specific purposes)</p>

Providing the above-mentioned personal data voluntary, but necessary in order to record and share the location and route of activity with other Users (the consequence of not providing them will be the inability to register and share the above-mentioned information).

The Controller will process the above personal data until statute of limitation on the claims arising from the above agreement expires or to withdraw your consent (whichever occurs first).

Purpose of processing	Personal data processed	Legal basis
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Sending push notifications	<ol style="list-style-type: none"> 1) e-mail address, 2) location, 3) Device ID, 4) PushToken 	<p>Article 6(1)(f) of the GDPR</p> <p>(Processing is necessary to implement the legitimate interest of the Controller, in this case informing Users about the activities taken related to the provision of Services)</p>
<p>Providing the above-mentioned personal data voluntary, but necessary in order to receive information about activities related to the provision of Services (the consequence of not providing them will be the inability to receive the above-mentioned information).</p> <p>The Controller will process the above-mentioned personal data until the effective objection is raised or the purpose of processing is achieved.</p>		

Purpose of processing	Personal data processed	Legal basis
Contact form Service	<ol style="list-style-type: none"> 1) name and surname 2) e-mail address 3) telephone number 4) optionally – other data contained in the message to the Controller 	<p>Article 6(1)(f) of the GDPR</p> <p>(Processing is necessary to implement the legitimate interest of the Controller, in this case to respond to the received inquiry)</p>
<p>Providing the above-mentioned personal data is voluntary, but necessary in order to receive an answer to the inquiry (the consequence of not providing them will be the inability to receive an answer).</p> <p>The Controller will process the above-mentioned personal data until the objection is effectively raised or the purpose of processing is achieved (whichever occurs first).</p>		

Purpose of processing	Personal data processed	Legal basis
Compliance with personal data protection obligations	<ol style="list-style-type: none"> 1) e-mail address, 2) optionally: name and surname, other contact details you have provided 	<p>Article 6(1)(c) of the GDPR</p> <p>(Processing is necessary to fulfill the legal obligation incumbent on the Controller, in this case the obligations arising from the provisions on the protection of personal data)</p>
<p>Providing the above personal data is voluntary, but it is necessary for the Controller to properly fulfil their obligations under the provisions on personal data protection, including exercising your</p>		

rights under the GDPR (if you fail to provide the above data it will be impossible to exercise your rights properly).

The Controller will process the above personal data until the expiry of the limitation periods of any claims for the infringement of personal data protection provisions.

Purpose of processing	Personal data processed	Legal basis
Establishing, pursuing, or defending against claims	1) name, 2) surname, 3) company, 4) e-mail address, 5) address of residence/seat, 6) PESEL (Polish Resident Identification Number) / KRS (National Court Register Number), 7) NIP (Tax Identification Number).	Art. 6(1)(f) of the GDPR (Processing is necessary in order to pursue the Controller's legitimate interest, which, in this case, consists in establishing, pursuing or defending against claims that might arise in connection with the performance of the Agreements concluded with the Controller)

Providing the above data is voluntary, but it is necessary to establish, pursue or defend against claims that might arise in connection with the performance of the Agreements concluded with the Controller (if you fail to provide the above data the Controller will not be able to undertake the actions).

The Controller will process the above personal data until the expiry of the limitation periods of any claims that might arise in connection with the performance of the Agreements concluded with the Controller.

Purpose of processing	Personal data processed	Legal basis
Analysis of your activity in the App	1) date and time of visit, 2) the IP number of the device, 3) the type of operating system of the device, 4) approximate location, 5) time spent in the App, 6) viewed sporting events	Article 6(1)(f) of the GDPR (Processing is necessary to implement the legitimate interest of the Controller, in this case obtaining information about your activity in the App)

Providing the above-mentioned personal data is voluntary, but necessary in order for the Controller to obtain information about your activity in the App (the consequence of not providing them will be the Controller's inability to obtain the above-mentioned information).

The Controller will process the above-mentioned personal data until the effective objection is raised or the purpose of processing is achieved.

Purpose of processing	Personal data processed	Legal basis
App administration	1) address IP, 2) location, 3) server date and time The above data is saved automatically in the server logs, each time you use the App (administering it without using server logs and automatic saving would not be possible).	Article 6(1)(f) of the GDPR (Processing is necessary to implement the legitimate interest of the Controller, in this case to ensure the proper operation of the App)
<p>Providing the above-mentioned personal data is voluntary, but necessary to ensure the proper operation of the App (the consequence of not providing them will be the inability to ensure the operation of the App in a proper manner).</p> <p>The Controller will process the above-mentioned personal data until the effective objection is raised or the purpose of processing is achieved.</p>		

Personal data recipients

The recipients of personal data are the following external entities cooperating with the Controller, e.g.:

- a) a hosting company,
- b) companies providing tools to analyse activity in the App.

Moreover, the data may be transferred to public or private entities if such an obligation arises from generally applicable law, a final and binding sentence or final and binding administrative decision.

Transfer of personal data to a third country

In connection with the Controller's use of services provided by Google LLC, your personal data may be transferred to the following third countries: Great Britain, Canada, USA, Chile, Brazil, Israel, Saudi Arabia, Qatar, India, China, South Korea, Japan, Singapore, Taiwan (Republic of China), Indonesia and Australia.

The basis for the transfer of data to the above-mentioned third countries are:

- a) in the case of the United Kingdom, Canada, Israel and Japan - decisions of the European Commission stating an adequate level of protection of personal data in each of the above-mentioned third countries;

- b) for the USA, Chile, Brazil, Saudi Arabia, Qatar, India, China, South Korea, Singapore, Taiwan (Republic of China), Indonesia and Australia, contractual clauses ensuring an adequate level of protection, in accordance with the standard contractual clauses set out in Commission Implementing Decision (EU) 2021/914 of 4 June 2021 on standard contractual clauses for the transfer of personal data to third countries pursuant to a Regulation of the European Parliament and of the Council (EU) 2016/679.

You can obtain from the Controller a copy of the data transferred to a third country.

Rights

You have certain rights in connection with the processing of personal data:

- 1) you have the right to be informed about what personal data concerning you are processed by the Controller and to receive a copy of such data (the right of access). The first copy of the data is free of charge; the Controller may charge a fee for the subsequent copies,
- 2) if the data processed become outdated or incomplete (or otherwise incorrect), you have the right to request a rectification,
- 3) in certain situations, you may ask the Controller to delete your personal data, e.g., when:
 - a) the Controller does not longer need your personal data for the purposes you were informed about,
 - b) you have effectively withdrawn your consent to the processing of your personal data (unless the Controller has the right to process the data on another legal basis),
 - c) the processing is unlawful,
 - d) the Controller must remove the data under the Controller's legal obligation,
- 4) in case the Controller processes your personal data based on a given consent to the processing or in order to perform an Agreement concluded with the Controller, you have the right to transfer your data to another controller,
- 5) when personal data are processed by the Controller on the basis of your consent to the processing, you have the right to withdraw that consent at any time (withdrawal of consent does not affect the lawfulness of processing carried in accordance with the consent before its withdrawal),
- 6) if you believe that the personal data processed are incorrect, the processing is unlawful or that the Controller no longer needs specific data, you may request that the Controller only App the data and cease to carry out any operations on the data, for a specified, required period (e.g., necessary to verify the correctness of the data or pursuing claims),
- 7) you have the right to object to the processing of your personal data based on the Controller's legitimate interests. If your objection is successfully raised, the Controller will cease to process the personal data for the above purpose,
- 8) you have the right to lodge a complaint with the Head of the Office for Personal Data Protection if you believe that the personal data processing violates the provisions of the GDPR.

Final Provisions

To all matters not settled herein generally applicable provisions on the protection of personal data shall apply.

This Policy is effective from 04.06.2023.