

**Personal Data Controller Information Clause**  
**– public procurement:**

Pursuant to 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, the General Data Protection Regulation, referred to as the **GDPR** (OJ L of 2016, No. 119, item 1, as amended), **we hereby inform you** that the lawfulness of the processing of data fulfills the following conditions set forth in Article 6(1)(a) of the GDPR (consent), Article 6(1)(b) of the GDPR (necessary for the performance of a contract), Article 6(1)(c) of the GDPR (compliance with a legal obligation to which the controller is subject) or Article 6(1)(f) of the GDPR (legitimate interests pursued by the controller) and that:

- 1) the University of Economics in Katowice with its registered office at ul. 1 Maja 50, 40 - 287 in Katowice is the controller of your personal data referred to in point 4), and hereinafter is referred to as "the Controller / Contracting Entity";
- 2) the Controller / Contracting Entity appointed the Data Protection Officer for supervising the accuracy of personal data processing, who can be contacted by e-mail: iod@ue.katowice.pl;
- 3) the Controller will process the personal data of the persons from the categories: parties / representatives of parties / contractors / representatives of contractors / subcontractors / representatives of subcontractors;
- 4) the necessary personal data of persons from the categories referred to in point 3) specified in the applicable legal regulations will be processed, including: first name(s), surname, signature, name, registered office, address, PESEL [Personal ID] no., series and number of ID card, NIP [Tax ID] no., REGON [National Business Registry] no., CEIDG [Central Registration and Information on Business] no., KRS [National Court Register] no., contact details and other required personal data necessary to process them in order to achieve the objectives referred to in point 6);
- 5) providing personal data within the scope required under applicable legal regulations is obligatory and necessary for the achievement of the objectives referred to above in point 6), in other cases providing personal data is voluntary, the refusal to provide specified personal data may render the objectives in question not fulfilled;
- 6) your personal data referred to in point 4) will be processed for, inter alia, the purposes of: consideration of the offer, participation in the procedure for awarding the public contract in question, negotiations, conclusion and performance of the contract in question with the Controller / Contracting Entity, exchange of correspondence in connection with the participation of the contractor / subcontractor in the proceedings in question, to the extent specified by applicable legal regulations (including, but not limited to, the

provisions of public procurement law, civil law, social security law, tax law or financial law), the performance by the Controller of information, archiving and statistical obligations, business contacts, direct contact, carrying out all activities related to the implementation of these objectives and the protection of the Controller's interests (including possible claims that may arise in connection with the implementation of the objectives in question or defense against such claims), as well as keeping records required by applicable law;

- 7) the possession of your personal data referred to in point 4) by the Controller is a requirement resulting from the provisions of law in force in this respect and from the implementation of the objectives referred to in point 6);
- 8) the contractor is obliged to comply with the information obligation resulting from the GDPR with respect to natural persons whose data will be provided to the Controller / Contracting Entity in connection with the proceedings and the conclusion of the contract and which the Controller / Contracting Entity will obtain indirectly from the contractor;
- 9) no processing of personal data referred to in point 4) is envisaged, for a purpose other than that for which the personal data were collected, referred to in point 6;)
- 10) the recipients of your personal data referred to in point 4), include authorized employees of the Controller, any entities processing personal data on behalf of the Controller and entities authorized to obtain personal data on the basis of applicable laws;
- 11) your personal data referred to in point 4) will be processed and stored until the expiry of the legal obligation resulting from the applicable provisions of the law, i.e. for the period of time necessary to achieve the objectives referred to in point 6) and for the period of time specified in the applicable provisions of the law for handling potential claims;
- 12) you have the right of access to the content of your personal data referred to in point 4), as well as the right to rectify, erase (if legally permissible), restrict processing, transfer, object to processing, as well as withdraw the consent at any time, which shall not affect the lawfulness of processing if the consent of the person who gave his or her consent is the legal basis for processing personal data;
- 13) where the performance of duties referred to in Article 15(1-3) of the GDPR (the right of access by the data subject) would require disproportionate efforts, the Controller / Contracting Entity may request that the data subject indicate additional information which serves to specify the request, in particular the name or date of the public procurement procedure or the contest, or to specify in particular the name or date of the completed procurement procedure;

- 14) the exercise by the data subject of the right to rectify or complete personal data, referred to in Article 16 of the GDPR, cannot result in a change in the outcome of a public procurement procedure or a contest or in a change in the provisions of the agreement in the scope, which is inconsistent with the Public Procurement Law Act;
- 15) making a request referred to in Article 18(1) of the GDPR (the right to restrict the processing), does not limit the processing of personal data until the end of a public procurement procedure or a contest;
- 16) you have the right to lodge a complaint with a supervisory authority (i.e. the Inspector General for the Protection of Personal Data), if you think that the processing of your personal data referred to in point 4) violates the GDPR regulations;
- 17) your personal data referred to in point 4) shall not be processed by automated means, including in the form of profiling;
- 18) your personal data referred to in point 4) shall not be shared with any third country/international organization, unless so required due to legal obligations of the Controller / Contracting Entity.