

## PRIVACY POLICY

This privacy policy explains how **BuskerTunes s. r. o.** with its registered seat at Poštová ulica 165/38, Plavecký Štvrtok 900 68, Slovak Republic, ID number: 52788601 (the **Company**), acting as the controller, processes personal data when providing services through the website application BuskerTunes (the "**Platform**").

In this privacy policy, the Company presents information on:

- how it collects and processes personal data provided by Users and Partners when using the Platform;
- how it collects and processes personal data from visitors to the Platform; and
- the rights of data subjects in connection with the processing of their personal data and how they can exercise these rights.

The Company processes personal data in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council of April 27, 2016 on the protection of natural persons in the processing of personal data and on the free movement of such data and on the repeal of Directive 95/46/EC (the **GDPR**) as well as applicable laws governing the protection of personal data.

Terms capitalized herein, not explicitly defined within this Privacy policy, shall carry the meanings ascribed to them in the Terms of Use.

### I. HOW TO CONTACT THE COMPANY?

If you have any questions regarding the processing of your personal data, please contact the Company:

- by email: [info@buskertunes.com](mailto:info@buskertunes.com)

### II. PURPOSE, LAWFUL BASIS, CATEGORIES OF PERSONAL DATA AND RETENTION PERIOD

PURPOSE OF PROCESSING	LAWFUL BASIS	CATEGORIES OF PERSONAL DATA	RETENTION PERIOD
Assessment of the Partner's music production	Pre-contractual processing at the request of the data subject pursuant to Article	Name, surname, e-mail and the music production of the Partner	Until the potential Partner is rejected or an agreement is concluded with the Partner.

	6(1)(b) of the GDPR (for Partners - individuals).  Legitimate interest of the Company pursuant to Art. 6 (1)(f) of the GDPR (for Partners – business entities).		
Conclusion of agreement with Partner	Performance of a contract pursuant to Article 6(1)(b) of the GDPR (for Partners - individuals).  Legitimate interest of the Company pursuant to Art. 6 (1)(f) of the GDPR (for Partners – business entities).	Name, surname, address, date of birth, title, email, IBAN.	For the duration of the agreement and 4 years after its termination.
Operation of the Platform - Partners	Performance of a contract pursuant to Article 6(1)(b) of the GDPR (for Partners - individuals).  Legitimate interest of the Company pursuant to Art. 6 (1)(f) of the GDPR (for Partners – business entities).	Name, surname, password, e-mail, songs, albums, pictures, photos, bank account, postal address, and any information provided in Partner’s profile.	Throughout the period of using the Platform.
Operation of the Platform - Users	Performance of a contract pursuant to Article 6(1)(b) of the GDPR.	Name, surname, country, password, age, email.	Throughout the period of using the Platform.

Sending newsletter	Legitimate interest of the Company pursuant to Art. 6 (1)(f) of the GDPR (for Users).  Consent under Article 6 (1) (a) of the GDPR (for Visitors).	E-mail	For the duration of the contractual relationship or for the duration of consent, i.e., 4 years or until its withdrawal.
Accounting and tax purposes	Compliance with legal obligation pursuant to Article 6 (1)(c) of the GDPR.	Personal data in tax documents, in particular name, surname, tax residency, tax identification number, permanent home status, habitual residence status, center of living interests, beneficiary status of payments.	10 years following the year to which tax documents relate.
Processing of data subject's requests	Compliance with legal obligation pursuant to Article 6 (1)(c) of the GDPR.	Name, surname, residency, date of birth, or other information necessary for the identification of the data subject.	2 years after processing the request of the data subject.
Records of personal data violations	Compliance with legal obligation pursuant to Article 6 (1) (c) of the GDPR.	Personal data affected by a breach of personal data.	Throughout the existence of Company.
Demonstration, application and defense of Company's legal claims.	Legitimate interest pursuant to Article 6 (1)(f) of the GDPR.	Common personal data.	For the duration of the litigation or amicable settlement of the claim in question.

Management of corporate documents	Compliance with legal obligation pursuant to Article 6 (1)(c) of the GDPR.	Individuals authorized to represent or act on behalf of Company; other individuals specified in the corporate documents.	Throughout the existence of the Company.
Website usage analytics	Consent under Article 6 (1) (a) of the GDPR.	Common personal data, in particular: information about your device (e.g., operating system), information about the use of the website, IP address, location).	Throughout the duration of your consent. Additional details about the use of cookies can be found on the website in the Cookies section.

### III. WHAT ARE COMPANY’S LEGITIMATE INTERESTS IN PROCESSING PERSONAL DATA?

The Company bases its actions on legitimate interests in instances of judicial or extrajudicial disputes, or during proceedings with public authorities, where it is asserting or defending its legal rights, or when processing the personal data of individuals authorized to represent business clients.

The Company also relies on its legitimate interests when sending marketing communications, particularly in cases where the prior consent of the recipient is not required under applicable law or when the Company processes the personal data of Partner’s contact persons.

### IV. WHO ARE RECIPIENTS OF YOUR PERSONAL DATA?

Area/Service	Recipient of personal data	Transfer outside the EEA
Cloud services	Touch4IT s.r.o.	No.
Accounting and taxes	Highgate Accounting s. r. o.	No.
Marketing	The Rocket Science Group LLC d/b/a Mailchimp	
Processing of payments	Payout a.s.	No.

IT development	Touch4IT s.r.o.	No.
Government authorities	Tax authorities.	No.

#### V. TRANSFER OF PERSONAL DATA TO THIRD COUNTRIES OR INTERNATIONAL ORGANIZATIONS

When processing personal data, the Company endeavors to minimize the transfer of such data outside the European Economic Area (the **EEA**). However, the Company may engage global service providers who may transfer personal data outside the EEA. In these instances, the Company ensures compliance with the GDPR conditions for such processing and carries out the transfer solely based on the presence of a European Commission adequacy decision in accordance with Article 45 of the GDPR (for instance, the adequacy decision regarding the EU-US data protection framework) or relies on standard contractual clauses as per Article 46 (2) of the GDPR.

#### VI. AUTOMATED INDIVIDUAL DECISION MAKING AND PROFILING

Throughout the provision of services and use of the Platform, no automated decision-making including profiling occurs pursuant to Article 22 of the GDPR.

#### VII. COLLECTION OF PERSONAL DATA

The Company primarily processes personal data submitted directly by Partners or Users.

If Partners or Users do not provide personal data, the Company will be unable to offer its services through Platform.

#### VIII. DATA SUBJECT RIGHTS

**If the Company processes your personal data based on your consent, you have the right to withdraw your consent at any time by sending an email to [info@buskertunes.com](mailto:info@buskertunes.com) or following the specified procedure in the consent.** The withdrawal of consent does not affect the lawfulness of processing based on consent before its withdrawal.

Furthermore, you retain the right to object at any time to the processing of your personal data based on Company's legitimate interests (e.g. for direct marketing purposes).

In addition to the previously mentioned rights, you have the following rights as outlined in the GDPR:

- Request access to personal data that the Company processes about you, including obtaining a copy of the processed personal data.
- Request the correction or completion of your incorrect or incomplete personal data.
- Request the deletion of your personal data.
- Request the restriction of the processing of your personal data (e.g., during the verification or investigation of your concerns related to this personal data).
- Request the portability of your personal data to another operator, if your personal data is processed by the Company in electronic form based on a contract or consent.
- Lodge a complaint with the Personal Data Protection Office of the Slovak Republic at email: [dozor@pdp.gov.sk](mailto:dozor@pdp.gov.sk) or to the supervisory authority in the member state of your habitual residence.

To exercise your rights, please use Company's contact details provided in part I of this privacy policy. Please note that the Company reserves the right to request the data subject to verify their identity before responding to their request.

## **IX. COOKIES**

Information about the use of cookies on the Platform can be found in the cookies banner.

## **X. CHANGES TO NOTICE**

The Company reserves the right to modify and change this privacy policy. Any modifications to this privacy policy will take effect upon being posted on the Platform.