



Statement on the processing of personal data according to the regulation of the European Parliament and of the Council (EU) 2016/679 on data protection of private individuals regarding the processing of personal data and notification of the data subjects (hereinafter referred to as "GDPR")

Introduction

This statement is processed and published for reasons of provision of information on procedures and obligations of our company in the field of application of requirements of the GDPR regulation. The following text uses the following terms:

PD = any personal data, i.e. any information leading to the identification of a specific person;

PD owner – the entity which is the holder of personal data which is kept and processed by our; company

Controller – our company, which records, processes, archives and protects your PD.

Processor – the company, which we invited to process your PD based on a contract. This ensures that the system of treatment, processing and protection of your PD is ensured in the range of GDPR requirements and that your rights are not restricted in any way.

Personal data Controller

Company Smart Brain Corp, with reg. address at 8 The Green STE A, Dover, DE 19901 Reg. No.: EIN - 83-1222345, registered in the USA, contact address for the area of data protection: info@smartbrain.io

Telephone number: [+1.415.449.5271](tel:+14154495271)

(hereinafter referred to as the "Controller") would hereby like to inform you in accordance with Article 12 of GDPR on the processing of your personal data and your rights.

The range of processing of personal data

Personal data is processed to the extent in which the data subject provided any such to the Controller, in the context and on the basis of a freely-made decision at the time of creation of a relationship or registration, and furthermore within the framework of a contractual or other legal relation with the Controller, or which the Controller collected by other means and processes in accordance with the applicable legal regulations, or in order to perform legal obligations as the Controller.

Personal data sources

Personal data is collected from PD owners (business communication, purchases, delivery of services, contact form on the web, communication by telephone, business cards, etc.). If personal data is obtained from public sources, it is used solely for the need of implementation of a business relationship or in accordance with the consent granted by the personal data holder.

Categories of personal data which is the subject matter of processing

- This is the identification information used for clear and unmistakable identification of the PD owner (name and surname, date of birth, birth certificate number or ID card, permanent address of residence, etc.);
- Descriptive information (such as bank account details);
- Information necessary for implementation of the contract (email, telephone, address of workplace, function) etc.;
- Any information provided above and beyond of the relevant laws and legislative regulations is processed within the framework of a consent granted by the PD owner.

Categories of PD owners

This is in respect of:

- Customers;
- Customers' customers;
- Employees and workers engaged based on agreements on non-business activities and job candidates;
- Owners of personal data of suppliers and associates providing services necessary for the operation of our company;
- Other entities, who are in a contractual relationship with the PD Controller.

Categories of recipients of personal data

- The State and other authorities within the framework of performance of statutory obligations laid down by the relevant legislation;
- Financial institutions and organizations of public administration;
- Processors of PD based on entered-into contracts;
- Third parties and organizations based on a consent granted by a PD owner;
- Our company as a PD Controller.

Purpose of personal data processing

- The purpose contained within the framework of consent granted by the data subject;
- Negotiations on a contractual relationship;

- Performance of a contract;
- Protection of the rights of the Controller, recipient or other interested persons;
- Archives kept based on the law;
- Fulfilment of legal obligations on the part of the Controller;
- Protection of vital interests of the PD owner or other entities.

Method of processing and protection of personal data

Personal data processing is performed by the Controller, i.e. processor with whom the Controller entered into a contract, which guarantees that all obligations in the processing of PD and rights of the PD owner will be met.

The processing is carried out at the registered address and business premises of the Controller, i.e. the processor. The processing takes place using computer technology or manual procedures in respect of PD in paper form in compliance with all the security policies for the administration and processing of personal data. To this end, the Controller adopted technical and organizational measures for the protection of PD, in particular measures against unauthorized or inadvertent access to PD, its alteration, destruction or loss, unauthorized use or transfer of PD, or other abuse of PD. All entities, to which PD may be made available, respect the right of the PD owner for the protection of privacy and are obliged to proceed in accordance with the laws relating to PD protection.

Period of personal data processing

In accordance with the time limits referred to in the relevant contracts, filing and shredding regulations of the Controller or the relevant legislation, this is a period strictly necessary for the safeguarding of the rights and obligations resulting from the contractual relationship, legitimate interests of the processor, and the relevant legislation.

Notification

- The State and other authorities within the framework of performance of statutory obligations laid down by the relevant legislation;
- Financial institutions and organizations of public administration;
- Processors of PD based on entered-into contracts;
- Third parties and organizations on the basis of a consent granted by a PD owner;
- Our company as a PD Controller.

Purpose of personal data processing

The Controller processes the data with the consent of the PD owner with the exception of cases provided for by law, where the processing of personal data does not require the consent of the PD owner.



In accordance with Article 6, Paragraph 1 of the GDPR the Controller may process personal data without the consent of the PD in case if:

- The processing is necessary for the performance of a contract, where the Contracting Party is the PD owner, or in order to implement pre-contractual measures taken at the request of such PD owner;
- The processing is necessary for compliance with a legal obligation on the part of the Controller;
- The processing is necessary to protect vital interests of the PD owner or another private entity;
- The processing is necessary for the performance of a task carried out in public interest or in the exercise of official authority to which the Controller was entrusted;
- The processing is necessary for the purpose of protection of legitimate interests of the relevant Controller or a third party, except cases where such interests are secondary to interests or fundamental rights and freedoms of a PD owner requiring personal data protection.
- In other cases, personal data processing is subject to a consent of a PD owner, granted under the terms of GDPR.

Rights of the data subject

In accordance with Article 12 of GDPR at a request of the PD owner the Controller provides information on the right of access to personal data and the following information:

- Purpose of personal data processing
- Category of personal data concerned
- Recipients or categories of recipients to whom the PD was made available
- Planned time for which the personal data will be stored
- All information available on the source of personal data
- Of the fact whether automatic decision-making is being carried out, including PD profiling

Each PD owner, who determines or believes that the Controller or processor performs processing of his PD in conflict with the protection of personal and private life of the PD owner or in conflict with the law if the personal data is inaccurate with regard to the purpose of its processing, he may:

- Request the Controller to explain any such in person or via the address info@smartbrain.io;
- Request the Controller to remedy such defective state of affairs. In particular he may request blocking, correction, supplementation or deletion of personal data.

The Controller has the right to request adequate compensation for the provision of information not exceeding the cost necessary to provide any such.