Data processing information

Briefly, concisely

We only collect and process personal data in accordance with laws and regulations.

We do everything we can to ensure the secure storage of data.

We only transfer personal data to third parties with your consent.

We provide anyone with information about the data stored about them upon written request: postmaster@vrmagic.hu

You can request the deletion or modification of personal data at this address: postmaster@vrmagic.hu

Introduction

GLOBAL LED MARKET Kft. 1165 Budapest, Újszász utca 45. (01- 09-297213 Metropolitan Court of Justice) (hereinafter: Service Provider, data controller) submits itself to the following information.

Act CXII of 2011 on the right to informational self-determination and freedom of information states that the data subject (in this case the webshop/website/user, hereinafter: user) must be informed before the start of data processing whether the data processing is based on consent or mandatory.

Before the start of data processing, the data subject must be clearly and in detail informed of all facts related to the processing of his/her data, in particular the purpose and legal basis of the data processing, the person authorized to manage and process the data, and the duration of the data processing.

The data subject must also be informed, pursuant to Section 5 (1) of the Info Act, that personal data may be processed if

a. it is ordered by law or - in the case of data not qualifying as special data or criminal personal data within the scope specified therein - by a local government decree for a purpose based on public interest,

b. it is absolutely necessary for the data controller to perform its tasks specified in the law and the data subject has expressly consented to the processing of the personal data,

c. in the absence of the provisions specified in point a), it is necessary and proportionate to protect the vital interests of the data subject or another person, and to avert or prevent an immediate threat to the life, physical integrity or property of persons, or

d. in the absence of the provisions specified in point a), the personal data has been expressly made public by the data subject and it is necessary and proportionate to achieve the purpose of the data processing.

The information must also cover the data subject's rights and legal remedies

related to data processing.

This data processing information regulates the data processing of the following websites:

https://vrmagic.hu

The amendments to the information will enter into force upon publication at the above address. We have also displayed the legal reference behind some parts of the information.

Definitions (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) Article 4)

1. “personal data” means any information relating to an identified or identifiable natural person (“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, a 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;

2. ‘processing’ means any operation or set of operations which is performed on personal data or on sets of data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction;

3. ‘restriction of processing’ means the marking of stored personal data with a view to limiting their future processing;

4. ‘profiling’ means any form of automated processing of personal data consisting of the use of personal data to evaluate certain personal characteristics relating to a natural person, in particular to analyse or predict characteristics relating to his or her performance at work, economic situation, health, personal preferences, interests, reliability, behaviour, location or movements;

5. ‘pseudonymisation’: the processing of personal data in such a way that the personal data can no longer be attributed to a specific natural person without the use of additional information, provided that such additional information is stored separately and that technical and organisational measures are taken to ensure that the personal data cannot be attributed to an identified or identifiable natural person;

6. ‘filing system’: a system of personal data, whether centralised, decentralised or organised according to functional or geographical criteria, which is accessible on the basis of specific criteria;

7. ‘controller’: the natural or legal person, public authority, agency or any other body which, alone or jointly with others, determines the purposes and means of the processing of personal data; where the purposes and means of the processing are determined by Union or Member State law, the controller or the specific criteria for the designation of the controller shall be determined by Union or Member State law.

Legal basis for data processing (Act CXII of 2011 on the right to informational self-determination and freedom of information, Section 5. §)

1. Personal data may be processed if

a) it is ordered by law or - in the case of data not qualifying as special data or criminal personal data within the scope specified therein - by a local government decree for a purpose based on public interest,

b) in the absence of the provisions specified in point a) it is absolutely necessary for the data controller to perform the tasks specified in the law and the data subject has expressly consented to the processing of the personal data,

c) in the absence of the provisions specified in point a) it is necessary and proportionate to protect the vital interests of the data subject or another person, and to avert or prevent an immediate threat to the life, physical integrity or property of persons,

or

d) in the absence of the provisions specified in point a) the personal data has

been expressly made public by the data subject and it is necessary and proportionate to achieve the purpose of the data processing.

Lawfulness of data processing (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) Article 6

Processing of personal data is lawful only if and to the extent that at least one of the following is met:

a) the data subject has given his consent to the processing of his personal data for one or more specific purposes;

b) the processing is necessary for the performance of a contract to which the data subject is a party, or in order to take steps at the data subject's request prior to entering into a contract;

c) the processing is necessary for compliance with a legal obligation to which the controller is subject;

d) the processing is necessary to protect the vital interests of the data subject or of another natural person;

e) the processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller;

f) the processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require the protection of personal data, in particular where the data subject is a child.

Point (f) of the first subparagraph shall not apply to processing carried out by public authorities in the performance of their tasks..

Principles relating to the processing of personal data (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) Article 5

(1) Personal data:

a) must be processed lawfully and fairly and in a manner that is transparent to the data subject ('lawfulness, fairness and transparency');

b) must be collected only for specified, explicit and legitimate purposes and not processed in a manner that is incompatible with those purposes; further processing for archiving purposes in the public interest, scientific and historical research purposes or statistical purposes shall not be considered incompatible with the initial purpose in accordance with Article 89(1) ('purpose limitation');

c) must be adequate and relevant in relation to the purposes for which the data are processed and limited to what is necessary ('data economy');

d) must be accurate and, where necessary, kept up to date; every reasonable step must be taken to ensure that personal data which are inaccurate, having regard to the purposes of the processing, are erased or rectified without delay ('accuracy');

(e) stored in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed; personal data may be stored for a longer period only where the personal data are processed for archiving purposes in the public interest, scientific and historical research purposes or statistical purposes in accordance with Article 89(1), subject to the implementation of appropriate technical and organisational measures to safeguard the rights and freedoms of data subjects ('storage limitation');

(f) processed in such a way that appropriate technical or organisational measures ensure the security of the personal data, including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage ('integrity and confidentiality').

(2) The controller shall be responsible for compliance with paragraph 1 and shall be able to demonstrate such compliance ('accountability').

Information to be made available

1. According to Section 5 (1) of Act CXII of 2011 on the Right to Informational Self-Determination and Freedom of Information, the following must be determined in the operation of the webshop/webpage//website:

a) the fact of data collection,

b) the scope of data subjects,

c) the purpose of data collection,

d) the duration of data processing,

e) the identity of potential data controllers authorized to view the data,

f) a description of the rights of data subjects related to data processing.

2. The fact of data collection, the scope of data processed:

For webshops:

- Customer email address
- Customer name
- Customer account address
- Customer tax number
- Customer telephone number

For websites:

- Customer email address
- Name
- Address

• VAT number

• Telephone number

• Username

3. Scope of data subjects: All users registered on the webshop/webpage.

4. Purpose of data collection:

At the webshop:

Email:

• Marketing

• robinson list

• Database building is the goal

• customer relationship is the goal

• agency activity is the goal

• direct marketing

• periodic promotion

• survey is the goal

• loyalty program is the goal

• giving discounts is the goal

• registration is the goal

• web store operation is the goal

• sending newsletter is the goal

Name of the customer (company):

- marketing is the goal
- Robinson list is the goal
- database building is the goal
- mandatory data management
- customer relationship is the goal
- agency activity is the goal
- direct marketing is the goal
- periodic promotion
- survey is the goal
- loyalty program is the goal
- giving discounts is the goal
- registration is the goal
- web store operation is the goal
- sending newsletter is the goal

Ordering account name:

- marketing is the goal
- Robinson list is the goal
- database building is the goal
- mandatory data management
- customer relationship the goal
- agency activity the goal
- direct marketing the goal

- periodic promotion the goal
- survey the goal
- loyalty program the goal the goal
- discount the goal
- registration the goal
- webshop operation the goal
- sending newsletter the goal

Orderer's tax number:

- marketing the goal
- Robinson list the goal
- database construction the goal
- mandatory data management the goal
- customer relationship the goal
- agency activity the goal
- direct marketing the goal
- periodic promotion the goal
- survey the goal
- loyalty program the goal
- discount the goal
- registration the goal
- webshop operation the goal
- sending newsletter the goal

Orderer's phone number:

- marketing the goal
- Robinson list the goal
- database construction the goal
- customer relationship the goal
- agency activity the goal
- direct marketing the goal
- periodic promotion the goal
- survey the goal
- loyalty program the goal goal is the goal
- giving discounts is the goal
- registration is the goal
- operation is the goal
- sending newsletters is the goal

On the website:

Email:

- marketing is the goal
- Robinson list
- sending newsletters is the goal
- customer relations is the goal
- agency activities is the goal
- direct marketing

- periodic promotions is the goal
- survey is the goal
- loyalty program is the goal
- giving discounts is the goal
- registration is the goal
- related services is the goal
- webshop operation is the goal

Name (First name and/or last name, company name):

- marketing is the goal
- Robinson list
- sending newsletters is the goal
- database building is the goal
- customer relations is the goal
- agency activities is the goal
- direct marketing is the goal
- periodic promotions is the goal
- survey is the goal
- loyalty program is the goal
- giving discounts is the goal
- registration is the goal
- related services is the goal
- webshop operation is the goal

Address (country, zip code, city, street, house number, address/door)

- marketing is the goal
- Robinson list is the goal
- sending newsletter is the goal
- database building is the goal
- customer relationship is the goal
- agency activity is the goal
- direct marketing is the goal
- periodic promotion is the goal
- survey is the goal
- loyalty program is the goal
- giving discounts is the goal
- registration is the goal
- related services is the goal
- webshop operation is the goal

Tax number (linked to the person)

- marketing is the goal
- Robinson list is the goal
- database building is the goal
- mandatory data processing is the goal
- customer relationship is the goal
- agency activity is the goal

- direct marketing is the goal
- survey is the goal
- loyalty program is the goal
- giving discounts is the goal
- registration is the goal
- related services is the goal
- webshop operation is the goal
- sending newsletter is the goal

Telephone number

- marketing is the goal
- Robinson list is the goal
- newsletter sending the goal
- database building the goal
- customer relationship the goal
- agency activity the goal
- direct marketing the goal
- periodic promotion the goal
- survey the goal
- loyalty program the goal
- discount the goal
- registration the goal
- related services the goal

• web store operation the goal

Username:

• marketing the goal

• Robinson list the goal

• database building the goal

• customer relationship the goal

• agency activity the goal

• direct marketing the goal

• periodic promotion the goal

• survey the goal

• loyalty program the goal

• discount the goal

• registration the goal

• web store operation the goal

• sending newsletter the g

5. Duration of data processing, deadline for data deletion: Immediately upon registration deletion. Except in the case of accounting documents, since these data must be retained for 8 years pursuant to Section 169 (2) of Act C of 2000 on Accounting.

The accounting documents directly and indirectly supporting the accounting settlement (including general ledger accounts, analytical and detailed records) must be retained for at least 8 years in a readable form, retrievable by reference to the accounting records.

6. Person of potential data controllers authorized to view the data: Personal data may be processed by the data controller's employees, in compliance with the above principles.

7. Description of the rights of the data subjects regarding data processing: The following data can be modified on the websites:

• Customer contact person in the web store

• Customer phone number in the web store

• phone number on the website

The data subject can initiate the deletion or modification of personal data in the following ways:

• by post (at 1165 Budapest, Újszász utca 45.),

• by e-mail at postmaster@vrmagic.hu.

8. Legal basis for data processing: the User's consent, Section 5 (1) of the Infotv., and Section 13/A (3) of Act CVIII of 2001 on certain issues of electronic commerce services and services related to the information society (hereinafter: Elker tv.):

The service provider may process personal data that are technically indispensable for the provision of the service. The service provider, other things being equal, must select and in all cases operate the means used in the provision of information society services in such a way that personal data are processed only if this is absolutely necessary for the provision of the service and for the fulfilment of other purposes specified in this Act, but even in this case, to the extent and for the period necessary.

Data of the hosting service provider (webshop) used during data processing:

Name: BlazeArts Kft.

Address: 1096 Budapest, Thaly Kálmán utca 39.

Tax number: 12539833-2-43

E-mail: dpo@forpsi.hu

Telephone number: (+36) 1 610 5506

Data processing availability:

https://www.forpsi.hu/ForpsiHU/media/Forpsi/Documents/tc-files/HU_Privacy_Policy_BlazeArts_v2-3.pdf

Data of the hosting service provider (website) used during data processing:

Address: 1096 Budapest, Thaly Kálmán utca 39.

Tax number: 12539833-2-43

E-mail: dpo@forpsi.hu

Telephone number: (+36) 1 610 5506

Data processing availability:
https://www.forpsi.hu/ForpsiHU/media/Forpsi/Documents/tc-files/HU_Privacy_Policy_BlazeArts_v2-3.pdf

Security of data processing and rights of data subjects (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)

The processing of personal data must be lawful and fair. Natural persons must be able to see how their personal data are collected, used, consulted or otherwise processed, and in relation to the extent to which their personal data are or will be processed. The principle of transparency requires that information and communications relating to the processing of personal data be easily accessible and intelligible, and that they be expressed in clear and plain language. This principle applies in particular to informing data subjects about the identity of the controller and the purposes of the processing, as well as to providing further information to ensure that their personal data are processed fairly and transparently, and to informing them that they have the right to obtain confirmation and information about the data processed about them. Natural persons must be informed of the risks, rules, safeguards and rights relating to the processing of personal data and of how they can exercise their rights in relation to the processing. The specific purposes of personal data processing must, above all, be explicit and legitimate and determined at the time of collection of the personal data. Personal data must be adequate and

relevant for the purposes for which they are processed, and the scope of the data must be limited to the minimum necessary for the purpose. This must in particular be ensured by ensuring that the storage of personal data is limited to the shortest possible period. Personal data may only be processed if the purpose of the processing cannot reasonably be achieved by other means. In order to ensure that the storage of personal data is limited to the necessary period, the controller shall set deletion or periodic review periods. All reasonable steps must be taken to rectify or erase inaccurate personal data. Personal data must be processed in a manner that ensures an appropriate level of security and confidentiality, including to prevent unauthorised access to and use of the personal data and the means used to process them. In order for the processing of personal data to be lawful, it must be based on the data subject's consent or on another legitimate basis laid down by law, whether in this Regulation or in other Union or Member State law as referred to in this Regulation, including the need to comply with a legal obligation to which the controller is subject, the performance of a contract to which the data subject is party, or steps requested by the data subject prior to entering into a contract.

Data transmission

1. Based on Act CXII of 2011 on the Right to Informational Self-Determination and Freedom of Information, the following must be determined in the context of the website/data transmission activity:

a) the fact of data collection,

b) the scope of data subjects,

c) the purpose of data collection,

d) the duration of data processing,

e) the identity of potential data controllers authorized to view the data,

f) a description of the rights of data subjects related to data processing.

2. The fact of data processing, the scope of data processed.

a) The scope of data transmitted for the purpose of carrying out delivery:

Delivery name, delivery address, telephone number, amount to be paid.

b) The scope of data transmitted for the purpose of carrying out online payment: Billing name, billing address, amount to be paid.

3. The scope of data subjects: All data subjects requesting home delivery/online shopping.

4. Purpose of data processing: Delivery of the ordered product/processing of online purchases.

5. Duration of data processing, deadline for data deletion: Until delivery/online payment is processed.

6. Person of possible data controllers authorized to view the data: Personal data may be processed by the following, in compliance with the above principles: Service provider, data controller.

7. Description of the rights of data subjects related to data processing: The data subject may request the data controller providing home delivery/online payment to delete their personal data as soon as possible.

8. Legal basis for data transfer: User's consent.

Data transferred to external companies:

Social media

• Facebook:

• Facebook privacy: https://www.facebook.com/privacy/explanation

• YouTube: https://www.youtube.com/@vrmagic2025

• YouTube privacy: https://policies.google.com/privacy?hl=hu

1. Pursuant to Section 20 (1) of Act CXII of 2011 on the Right to Informational Self-Determination and Freedom of Information, the

following must be determined in the context of the webshop/webpage/data transmission activity:

a) the fact of data collection,

b) the scope of data subjects,

c) the purpose of data collection,

d) the duration of data processing,

e) the identity of potential data controllers entitled to access the data,

f) a description of the rights of data subjects related to data processing.

2. The fact of data collection, the scope of data processed: the name registered on the social networking sites listed above, and the user's public profile picture.

3. The scope of data subjects: All data subjects who have registered on Facebook, the social networking site(s) and liked the website.

4. Purpose of data processing: Sharing and liking the webshop/webpage/certain content elements, products, promotions or the website itself on the social media sites listed above.

5. Duration of data processing, the identity of potential data controllers authorized to access the data and the rights of data subjects related to data processing: The data subject can obtain information about the source of the data, its management, the method of transfer and its legal basis at the address(es) of the social media site(s) listed above.

6. Data processing is carried out on the social media site(s) listed above, so the duration, method of data processing and the possibilities for deleting and modifying data are subject to the regulations of the social media sites.

7. Legal basis of data processing: the data subject's voluntary consent to the processing of his or her personal data on the social

media site(s) listed above.

External online invoicing.

• Name: szamlazz.hu

Data provided:

• tax number

• e-mail address

• delivery address

• (company) name,

• address (Country, city, street, house number, floor, door)

External online payment.

For online payment purposes.

• Global Payments Europe, s.r.o. privacy policy: https://www.gpwebpay.cz/en/privacy-policy/

Data transferred to an external company:

Google

• Google Adwords: I use it as an advertiser The webshop/webpage/ uses Google Adwords remarketing tracking codes. Remarketing is a function that allows the webshop/webpage/ to display relevant advertisements to users who have previously visited a website while they browse other websites in the Google Display Network. The remarketing code uses cookies to mark visitors. Users visiting the webshop can disable these cookies and read other information about Google's data management at the following addresses: http://www.google.hu/policies/technologies/ads/ and https://support.google.com/analytics/answer/27 00409. If a user disables remarketing cookies, they will not be shown personalized offers on the webshop/webpage/.

• google analyticsThe webshop/webpage/

visitation data is measured by the Service Provider using the Google Analytics service. Data is transmitted when using the service. The transmitted data is not suitable for identifying the data subject. More information about Google's data protection principles can be found here: http://www.google.hu/policies/privacy/ads/

Facebook

• For advertising purposes

YouTube

• For advertising purposes

Newsletter sender

1. I use an external newsletter sender

My external service provider:

cegweb.hu

https://cegweb.hu/privacy-policy

Newsletter sending (Act XLVIII of 2008 – on the basic conditions and certain limitations of commercial advertising activity, Section 6)

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(1) Unless otherwise provided by a separate law, advertising may be communicated by direct contact with a natural person as the recipient of the advertisement (hereinafter referred to as: direct marketing), in particular by electronic mail or other equivalent individual means of communication - with the exception specified in paragraph (4) - only if the recipient of the advertisement has given his prior clear and express consent.

(2) * A declaration of consent may be made in any manner that includes the name of the declarant and - if the advertisement to which the consent relates can only be communicated to persons of a certain age - the place and date of birth, as well as the scope of personal data to the processing of which the declarant consents, and that the consent is expressed voluntarily and in possession of appropriate information.

(3) The declaration of consent pursuant to paragraph (1) may be withdrawn at any time, free of charge, without restriction or justification. In such a case, the name of the declarant and all other personal data shall be deleted immediately from the register specified in paragraph (5), and no advertisement may be communicated to him/her in the manner specified in paragraph (1) in the future.

(4) * An addressed advertising mail may be sent to a natural person as the recipient of the advertisement by direct marketing even in the absence of the recipient's prior and express consent, however, the advertiser and the advertising service provider shall be obliged to ensure that the recipient of the advertisement may prohibit the sending of the advertisement at any time, free of charge and without restriction. In the event of a prohibition, advertising may no longer be sent to the person concerned by means of direct marketing.

(5) The advertiser, the advertising service provider or the publisher of the advertisement shall keep a register of the personal data of the persons who have made a declaration of consent to them, within the scope specified in the consent pursuant to paragraph (1). The data recorded in this register - relating to the recipient of the advertisement - may only be processed in accordance with the provisions of the declaration of consent until its withdrawal, and may only be transferred to a third party with the prior consent of the person concerned.

(6) The possibility of making a declaration of withdrawal pursuant to paragraph (3) or of prohibiting the sending of advertising pursuant to paragraph (4) shall be provided both by post and by electronic mail, in such a way that the person making the declaration can be clearly identified.

(7) * In connection with the advertisement communicated in the manner specified in paragraph (1) or (4), the addressee must be clearly and conspicuously informed of the address and other contact details where he can declare his request to withdraw his declaration of consent to the communication of such advertisements to him or to prohibit the sending of the advertisement, and furthermore - in the case referred to in paragraph (4) - the first advertising item sent for this purpose for the same advertiser to the same addressee after 1 October 2009 must contain a reply letter enabling the withdrawal, addressed by post, sent free of charge and delivered as a registered item, in a verifiable manner.

(8) A direct request for a declaration of consent pursuant to paragraph (1) may not contain an advertisement, except for the name and designation of the undertaking.

(9) * For the purposes of this Section, addressed advertising mail: a postal item containing exclusively advertisements, sales or promotional material - sent to at least 500 recipients at a time, with identical content except for the name, address of the recipient and data that does not modify the nature of the message - as defined in the Act on Postal Services, and not separately named therein.

Cookies, cookie management (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)

By using the website/webshop, the person acknowledges the following: Natural persons may be associated with online identifiers provided by the devices, applications, tools and protocols they use, such as IP addresses and cookie identifiers, as well as other identifiers, such as radio frequency identification tags. This may create traces that, when combined with unique identifiers and other information received by the servers, can be used to create a personal profile of the natural person and identify the person.

Redress (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) Article 79

(1) Without prejudice to any available administrative or non-judicial remedies, including the right to lodge a complaint with a supervisory authority in accordance with Article 77, each data subject shall have the right to an effective judicial remedy where he or she considers that his or her rights under this Regulation have been infringed as a result of the processing of his or her personal data not in accordance with this Regulation.

(2) Proceedings against a controller or processor shall be brought before

the courts of the Member State in which the controller or processor is established. Such proceedings may also be brought before the courts of the Member State in which the data subject has his or her habitual residence, unless the controller or processor is a public authority of a Member State acting in the exercise of its official powers. In the event of a possible infringement, a complaint may be lodged with the National Authority for Data Protection and Freedom of Information:

National Authority for Data Protection and Freedom of Information

1125 Budapest, Szilágyi Erzsébet fasor 22/C.

Mailing address: 1530 Budapest, PO Box: 5.

Telephone: +36 -1-391-1400

Fax: +36-1-391-1410

E-mail: ugyfelszolgalat@naih.hu

Right to compensation (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) Article 82

(1) Any person who has suffered material or non-material damage as a result of an infringement of this Regulation shall be entitled to compensation from the controller or processor for the damage suffered.

(2) Each controller involved in the processing shall be liable for any damage caused by the processing in breach of this Regulation. The processor shall be liable for damage caused by the processing only if it has failed to comply with the obligations laid down in this Regulation which are expressly incumbent on processors or if it has disregarded or acted contrary to lawful instructions from the controller.

(3) The controller or processor shall be exempt from liability under paragraph 2 of this Article if it proves that it is not in any way responsible for the event giving rise to the damage.

(4) Where several controllers or processors or both controllers and processors are involved in the same processing operation and are liable for damage caused by the processing pursuant to paragraphs (2) and (3), each controller or processor shall be jointly and severally liable for the full amount of the damage in order to ensure that the data subject receives effective compensation.

(5) Where a controller or processor has paid full compensation for the damage suffered in accordance with paragraph (4), it shall be entitled to recover from the other controllers or processors involved in the same processing operation the part of the compensation which corresponds to the degree of their responsibility for the damage under the conditions laid down in paragraph (2).

(6) Any legal proceedings for the enforcement of the right to compensation shall be brought before the court which has jurisdiction under the law of the Member State referred to in Article 79(2).

References:

In preparing this information, we took into account the following legal acts:

• Act CXII of 2011 – on the right to informational self-determination and freedom of information (hereinafter referred to as the Infotv.)

• Act CVIII of 2001 – on certain issues of electronic commerce services and services related to the information society (especially Section 13/A)

• Act XLVII of 2008 – on the prohibition of unfair commercial practices towards consumers;

• Act XLVIII of 2008 – on the basic conditions and certain limitations of economic advertising activities (especially Section 6)

• Act XC of 2005 on electronic freedom of information

• Act C of 2003 on electronic communications (specifically Section 155)

• Act 16/2011. opinion on the EASA/IAB Recommendation on best practices for online behavioural advertising

• 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 Regulation 95/46/EC (General Data Protection Regulation)