

## PERSONAL DATA PROCESSING PRINCIPLES

of **Notre Game s.r.o.**

Registered office: Pernerova 293/11, 186 00 Prague 8 - Karlín, Czech Republic  
Registered number: 04489039, registered with the Municipal Court in Prague, section C, entry 248355,  
for the provision of a gaming application available at [www.scratchwars.com](http://www.scratchwars.com)

The personal data Controller is **Notre Game s.r.o.**, registered office: Pernerova 293/11, 186 00 Prague 8 - Karlín, Czech Republic, registered number: 04489039, registered with the Municipal Court in Prague, section C, entry 248355, represented by Jiří Mikoláš, executive officer (hereinafter the "**Controller**" or "**we**").

The Controller operates the [www.scratchwars.com](http://www.scratchwars.com) website, the Scratch Wars gaming application for mobile or similar terminal devices available at Google Play and the AppStore, as well as at [www.scratchwars.com](http://www.scratchwars.com) and e-shops, through which it processes the personal data of its Registered Users that agreed to the conditions of use of the application available at the same websites.

- A. We process the personal data that you communicated to us during registration for the Scratch Wars application (user name, country, e-mail address, chosen password). When making a purchase from the Marketplace or Rewards Shop you inform us of your first name, surname, delivery address, country and e-mail address, also so that we can send the items ordered to you. You also communicate your personal data to us if you buy goods from our e-shop available from our [www.scratchwars.com](http://www.scratchwars.com) website (you inform us of your first name, surname and delivery address, including your country, e-mail address and telephone number).
- B. You will need your user name and password every time you log in to Scratch Wars. In the interests of maintaining the security of your personal data, it is necessary to comply with the basic security principles Do not communicate the user name and password for your account to other people, keep them private, so they cannot be abused.
- C. You have the right to access your personal data that we process and other rights that are stated in these Personal Data Processing Principles. If you are interested in exercising your rights and are not sure of how exactly to proceed, you can ask your parents for help and jointly contact us at the e-mail address [info@notre-game.com](mailto:info@notre-game.com) or in writing at the address Notre Game s.r.o, registered office: Pernerova 293/11, 186 00 Prague 8 – Karlín.
- D. If you are younger than 16 years old or you are regarded as incapable of granting your consent to personal data processing in your country, then you have to register for Scratch Wars through your statutory representatives (usually your parents).

The following terms, which often appear in these principles, provide a better overview and orientation.

<b>GDPR</b>	Regulation (EU) 2016/679 of the European Parliament and of the Council;
<b>Commercial Message</b>	usually an e-mail or text message sent for the purpose of promoting the services provided by the controller;
<b>Personal Data</b>	any information about a user based on which the user can be identified directly or indirectly;
<b>Registered User</b>	registered for the Scratch Wars application, as well as other related services, as soon as registration is successfully completed and a user account created;

**Scratch Wars Application**

is a software application that enables the playing of the Scratch Wars game, the management of a card collection and their physical scanning using a QR code, the use of Marketplace services and other services, all provided to Registered Users at the [www.scratchwars.com](http://www.scratchwars.com) website, or through the Scratch Wars gaming application.

**Data Subject**

a physical person to which the Personal Data relate, most frequently it is a Registered User, potential user or customer, referred to as "**you**";

**Processor**

performs Personal Data Processing activities based on a contract or other authorization of the controller;

**Personal Data Processing**

is any operation or set of operations with Personal Data or sets of Personal Data that is performed with or without the help of automatic processes, such as gathering, recording, arranging, structuring, saving, adapting or changing, searching, examining, using, disclosing by transfer, disseminating or any other disclosing, altering or combining, restricting, erasing or destroying;

**Special Personal Data Categories**

personal data that indicates the racial or ethnic origin, political opinions, religious belief or philosophical conviction, union membership, medical condition, sex life or sexual orientation of a natural person. Genetic and biometric data are regarded as a special category of data if they are processed for the purpose of clear identification of a natural person.

**1.PERSONAL DATA CATEGORIES**

**In this article you will learn where we process your Personal Data and where we obtain it. Most frequently we will obtain Personal Data about your behaviour at the [www.scratchwars.com](http://www.scratchwars.com) website, during registration for the Scratch Wars service and its use, from social networks or when purchasing items in the Application (which can also be physical Scratch Wars playing cards) from the Marketplace or through the Rewards Shop available at the [www.scratchwars.com](http://www.scratchwars.com) website.**

We process the Personal Data of Registered Users and determine the aims and means of processing. We do not process special personal data categories.

Personal data categories: ID for the Scratch Wars Application, imprint of login password, first name, surname, age, e-mail, mobile telephone number, delivery address including country, login details for the user account, behaviour on the user account, information from the game (your status and level, number of weapons, value of the gaming currency, etc.), IP address, cookies, selected data provided by stores (Appstore, Google play).

**Personal Data Provided Voluntarily** Registered users voluntarily provide Personal Data; as soon as you register, use any Scratch Wars services or, for example, communicate with support.

**Publicly Available Personal Data** We can process Personal Data from publicly available sources and combine them with Personal Data that are voluntarily provided.

**Website** We also process information indicating that you visit and browse our website. Such information can include, for example, your IP address, the date and time of access to our website, the use of Rewards Shop services, information about your internet browser, operating system and the setup of your language. We can also examine the history of your behaviour at the website, for example what links you visit at our website. Information about your behaviour at our website is, however, anonymized to ensure your maximum privacy.

If you access our website from your mobile telephone or a similar device, or through the Application, we can also process information about your mobile device (data about your mobile telephone or records of the outage of the gaming application, etc.).

**Application** We can monitor how and when you use the gaming Application. Such information can include, for example, the IP address, time, date, browser used and actions that you performed in the Application (for example the scanning of playing cards, your gaming results and the procedure in individual competitions or the purchase of a Charged Service in the Marketplace, etc.). We also have access to information that your user account creates.

**Social Networks** Scratch Wars has a profile on Facebook, YouTube and Instagram. All information, statements or materials that are provided through a social media platform are provided at one's own risk. It cannot monitor all social network users or even the providers of such networks. The protection of personal data is dealt with separately on each of the aforementioned platforms. We can also target advertising through social networks. If you grant us your consent, then it will be personalized advertising in accordance with your preferences.

## 2. PURPOSES OF PROCESSING

In this article you will learn what our purposes of Personal Data processing are, in what situations we work with Personal Data.

We process all the aforementioned personal data categories, as they are necessary to meet the aforementioned purposes:

### o **Performance of Contract and Care for Players**

The statutory reason for Personal Data processing is performance of a contract or the full provision of services through the Scratch Wars Application. Simply, so that you can use your account in the Application and play the game. All this, including any communication with customer support and dealing with orders related usually to charged services (e.g. the purchase of gaming currency, the purchase of magic, exchanging a reward for gaming currency in the Rewards Shop or at the Marketplace).

### o **Newsletter (commercial message)**

We send out promotional e-mails or text messages to our users for promotion of similar products and services. We do this based on our legitimate interest in promoting similar products and services through direct marketing, but only until the time the beneficiary expresses his non-consent or makes an objection. We can send commercial messages also to the contact details of users or customers that expressed their consent to personal data processing for marketing and business purposes in advance.

### **Marketing Competitions**

In the event of a win in a marketing competition, the competition's terms and conditions can include our right to record an image of the winner (photo, video), for the purposes of ensuring transparency. We perform such personal data processing based on our legitimate interest, which consists of an increase in the credibility of marketing competitions in the eyes of other competitors and in an increase in the attractiveness of such competitions. You can object to such processing. In the event you win a competition, we can also request your personal data for the purpose of handing the

winnings over.

## **Functioning of Website and Marketing**

Cookies are small files that temporarily store information on your browser and ordinarily serve to distinguish the behaviour of website users, for the better operation of our website (for example, so that it loads faster), or they can help us measure our users' preferences, record statistics and can help better target advertising (marketing cookies). Marketing cookies enable us to display advertising at selected third party websites or on some social networks. Some processing of cookies can be regarded as personal data processing. You can find out more about the cookies we process **here**.

## **Payment Cards**

We do not have data about payment cards, which are only held by the secure payment gateway, or rather Google play and the APPSTORE, as well as the relevant banking institutions.

## **3. PLANNED PROCESSING TIME**

**In this article you will learn in what situations we will process your Personal Data and for how long. We will process your Personal Data if you register at our website or in the gaming Application. If you buy physical playing cards or other items using the virtual currency "gold coins" from our Marketplace or using the virtual currency "points" in the Rewards Shop, we have to process your Personal Data for the delivery of an order and/or a complaint. We need your address, first name and surname also in the event you win physical cards as a reward in a competition. So that we can inform you of current events in the world of Scratch Wars, we can send you news by e-mail or text message.**

For the purposes of exercising rights and duties under the contractual relationship between the Controller and the Registered User and for the duration of the contractual relationship between us or for the time necessary to perform statutory duties and protect our legitimate interests, but no longer than for five years after the date of termination of the contractual relationship with the Data Subject.

For the purposes of registration and maintaining a user account, all data categories under these Personal Data Processing Principles can be processed, for a period of two years from the last active examination of your user account, unless you request its closure earlier.

The period for Personal Data processing in the event commercial messages are sent is three years from the last active examination of a commercial message by the recipient, unless the Data Subject unsubscribes earlier.

Please take note that we have, in accordance with Section 35 of the Value Added Tax Act (No. 235/2004 Coll.), the duty to store tax documents for a period of ten years from the end of the fiscal year in which performance was rendered. A tax document contains the following personal data: first name, surname, e-mail address, invoicing address, order number and record of goods purchased.

Other personal data that require your consent and to which a statutory storage duty does not apply will be stored for three years, unless your consent is rescinded earlier.

## **4. TECHNICAL, SECURITY AND ORGANISATIONAL MEASURES**

**We are interested in ensuring the security of your Personal Data. We try to use security certificates and measures that prevent their abuse by hackers. Please protect your login details of a Registered User and do not disclose them to other persons. If you hand over your login details to another person, he could use your Personal Data on your Registered User's account and therefore abuse, for example, the Marketplace or Rewards Shop, or steal cards.**

The Application complies with the strict requirements for security in accordance with the GDPR and attempts to ensure that Registered Users also comply with these requirements.

**Technical and Security Measures** The task of developers and security technicians is to propose only such an environment for the Application so that the services provided are secure. The

www.scratchwars.com website uses a secure https protocol, we also use a Let's Encrypt certificate to verify the trustworthiness of a domain.

We cannot publish all details and circumstances of a technical nature that protect the gaming application and Personal Data that we process therein. The publication of details could facilitate those that could attempt to break into the systems and through the security barriers. As a part of the contractual setup processors provide Registered Users and customers with sufficient guarantees to ensure integrity, trustworthiness and the availability of data. The Controller will make every effort to ensure that the gaming application provides protection for the data of Registered Users and customers from any unauthorized or unlawful acquisition, access, use, publication or destruction.

**Organizational Measures** All employees that have access to Personal Data are bound by a duty of confidentiality and must respect the security principles. Access to all systems, including the Google Cloud Platform internal information system is personalized and covered by passwords that are made up in various ways. The information system records logins, so that we can control access by individual employees to individual databases.

## 5. HANDOVER OF PERSONAL DATA TO THIRD PARTIES

In order to achieve the best user experience from the game and other services provided in the Application, we work with other persons that help us. We are interested in maximum protection for the Personal Data you entrust us with, so we comply with strict rules when using co-operation with other persons.

The controller only hands personal data over to the following entities:

**Processors** We only use tried-and-tested processors with which we have concluded a written contract and that provide us with, at least, the same guarantees that we provide you with. They are only Processors that are from EU countries or from secure countries in accordance with a decision of the European Commission. All these partners are bound by a duty of confidentiality and cannot use the data provided for any purposes other than those the controller made them available for.

- Persons that administer the Application for the purpose of checking compliance with the conditions of the service and ensuring the problem-free operation of the service for Users;
- Persons we provide with data for the purpose of analyzing the use of our Application;
- Persons that arrange the technical operation of the Application or authors of technologies that we use for our services;
- Persons that arrange for us sufficient security and integrity of the Application and also regularly test such security.

We will provide a detailed list of processors on request.

We use cloud solutions as a part of the Google cloud platform, operated by Google Ireland Limited, registered number: 368047, registered office: Gordon House, Barrow Street, Dublin 4, Ireland.

**Statutory Duties** In addition to Processors, we can hand personal data over to third parties, if it is required by the law or in response to statutory requirements of a public power authority or at the request of a court in court disputes.

## 6. DATA SUBJECTS' RIGHTS

Our Personal Data processing gives you a total of six rights, which you can claim in an e-mail sent to [info@notre-game.com](mailto:info@notre-game.com).

It is possible to ask us for access to Personal Data and to ask for the rectification, alteration, erasure or restriction of Personal Data Processing where they are inaccurate or were processed in conflict with valid acts for personal data protection. A data subject has the right to the portability of personal data, to object to the processing of personal data, the right to rescind his consent to the processing of personal data and the right not to be the subject of automatic individual decision-making, including profiling (which the controller does not do).

We will attempt to promptly comply with requests. Nevertheless, circumstances could occur under which we cannot provide access (for example, if the requested information endangers the privacy of other persons or other legitimate rights, or where the costs of providing access would be unreasonable given risks endangering the privacy of an individual in the case in question). We can

take reasonable steps to verify the identity of a user before we take any steps regarding Data Subjects' rights.

### **6.1.Right to Access Personal Data**

In accordance with Article 15 of the GDPR, you will have a right to access Personal Data that includes the right to obtain from the controller:

- a confirmation of whether it is processing Personal Data;
- information about the purposes of processing, the categories of Personal Data affected, recipients to which the Personal Data have been or will be disclosed, the planned period of processing, the existence of the right to request from the controller the rectification or erasure of the Personal Data concerning the Data Subject or the restriction of their processing or to object to such processing, the right to make a complaint to the supervisory authority, all information available about the source of Personal Data, if they are not obtained from Data Subjects, the fact that automatic decision-making, including profiling, is occurring, appropriate guarantees when handing data over outside the EU;
- in the event other persons' rights and freedoms will not be unfavourably affected also a copy of the Personal Data.

In the event of a repeat request, the controller will be entitled to bill a reasonable fee for a copy of the Personal Data.

### **6.2.Right to Rectification of Inaccurate Data**

In accordance with Article 16 of the GDPR, you have the right to the rectification of Personal Data. You also have the duty to notify changes to your Personal Data (for example records of a user profile). You are also obligated to provide co-operation, if it is ascertained that the Personal Data we process are inaccurate. We perform rectification without undue delay, always with regard to the relevant technical options.

### **6.3.Right to Erasure**

In accordance with Article 17 of the GDPR, you are entitled to the erasure of Personal Data that concern you if we do not prove legitimate grounds for the processing of such personal data. We have set mechanisms to ensure automatic anonymization or the erasure of Personal Data in the event they are no longer needed for the purpose for which they were processed.

### **6.4.Right to Restrict Processing**

In accordance with Article 18 of the GDPR you have, until the resolution of a proposal, the right to restrict processing, if you deny the accuracy of Personal Data, the reasons for their processing or if you make an objection to their processing.

### **6.5.Right to Notification of Rectification, Erasure or Restriction of Processing**

In accordance with Article 19 of the GDPR, you have the right to notification, in the event of the rectification, erasure or restriction of Personal Data Processing. If Personal Data is rectified or erased, we will inform the individual recipients, with the exception of cases where this proves to be impossible or it requires unreasonable efforts.

### **6.6.Right to Portability of Personal Data**

In accordance with Article 20 of the GDPR, you have the right to the portability of data that concerns you and that you provided to the controller, in a structured, ordinarily available and machine-readable format, and the right to request the handover of such data to another controller.

If, in connection with our contractual duties or based on consent, you provide Personal Data and they are processed automatically, you have the right to obtain such data in a structured, ordinarily-used and machine-readable format. If it is technically feasible, it is possible to hand data over to a controller you designate, if the person acting for the relevant controller is properly designated and if it

is possible to authorize him.

In the event that the exercise of such right could lead to an unfavourable impact on third parties' rights and freedoms, such request cannot be complied with.

#### **6.7.Right to Object to Personal Data Processing**

In accordance with Article 21 of the GDPR, you have the right to object to Processing of your personal data due to legitimate grounds.

In the event that we do not prove that there are serious legitimate grounds for processing that predominate over your interests or rights and freedoms, we will stop processing based on an objection without undue delay.

If an objection is made in the case of processing related to direct marketing, then we will end processing without undue delay.

#### **6.8.Right to Rescind Consent to Personal Data Processing**

Consent to Personal Data Processing for marketing and sales purposes can be rescinded at any time. Rescinding has to be made in an express, comprehensible and certain expression of will.

Processing of data from cookies can be restricted through the settings in your web browser.

#### **6.9.Automatic Individual Decision-Making, including Profiling**

You have the right not to be the subject of any decision based solely on automatic processing, including profiling, that has legal effects for you or that materially affects you in a similar manner. We state, however, that we do not perform automatic decision-making without the influence of a human assessment with legal effects for Data Subjects under Article 22 of the GDPR.

### **7.CONCLUSION**

By ticking consent through the registration form of the ScratchWars service you express your consent to these Personal Data Processing Principles. By ticking this consent you also state that you have read these Personal Data Processing Principles, that you agree to them and that you accept them in full.

The controller is entitled to amend these Personal Data Processing Principles at any time.

In the event you have any questions regarding our Personal Data Protection Principles, please contact us by e-mail at [info@notre-game.com](mailto:info@notre-game.com).

These Personal Data Protection Principles come into effect on **24.3.2020**