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PRINCIPLE OF PROTECTION OF PERSONAL DATA (GDPR)

This Personal Data Protection Policy applies to all trustworthy, informational, cryptographic, and other services provided by brainit.sk s.r.o.

Carefully read this document, which describes in detail the Personal Data Protection Policy that applies to trusted, informational, cryptographic, and other services provided by brainit.sk s.r.o.

These Personal Data Protection Principles form an integral part of the General Terms and Conditions of the trust agreement, information, cryptographic and other services of brainit.sk s.r.o. (General conditions). The personal data protection policy is available on the brainit.sk website <https://nfqes.com/documents/>

These Personal Data Protection Principles apply to activities carried out by brainit.sk in the provision of services according to the General Terms and Conditions. In connection with some of its services, the brainit.sk company may also ensure and implement special personal data protection principles regarding the processing of personal data by the brainit.sk company when providing these services. In the event of a conflict between this Privacy Policy and this separate policy, the separate policy will prevail, but only with respect to the processing activities related to the provision of the relevant services to which this policy applies. In case of gaps in the special principles, the provisions of these personal data protection principles apply.

1. WHO WE ARE AND HOW WE PROCESS PERSONAL DATA

In providing its trust, information, cryptographic and other services

Company:

Name: brainit.sk, s.r.o.

Site: Veľký diel 3323, 010 08 Žilina

IČO: 52577465

DIČ: 2121068763

IČ DPH: SK 2121068763

Web site: <https://nfqes.com>

Contact:


info@brainit.sk

+421 907 679 106

Contact for Responsible person:

gdpr@brainit.sk

Personal data is processed in accordance with these personal data protection principles. In connection with its individual services, the brainit.sk company may establish and apply special personal data protection principles regarding the processing of personal data by the brainit.sk company when providing its individual services. In the event of any conflict between this Policy and such separate policies, the separate policies shall prevail, but only with respect to processing activities related to the provision of the relevant services to which such policies apply. If there are no gaps in separate policies, the provisions of that policy apply.

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When processing personal data, brainit.sk complies with all applicable regulations on the protection of personal data that apply to its activities, including, but not limited to, Regulation (EU) 2016/679 of the European Parliament and of the Council of April 27, 2016 on the protection of persons in connection with the processing of personal data and the free movement of such data and on the repeal of Directive 95/46/EC (hereinafter referred to as the "regulation").

According to the Regulation, personal data is any information associated with an identified or identifiable natural person, such as name, PIN, online identifier, address, telephone number, e-mail address and others.

Processing of personal data is any act or set of acts that can be performed automatically or by other means in relation to personal data.

All terms and definitions used in this document, for which no definition is given here, will have the meaning given in the General Terms and Conditions or in the relevant principles and procedures of brainit.sk; or if not defined in the above-mentioned documents, have the meaning given in the Regulation and in other applicable laws and regulations.

2. FOR WHICH NATURAL PERSONS WE PROCESS PERSONAL DATA

In connection with the performance of brainit.sk as a provider of qualified and trustworthy services, we process information about:

- Brainit.sk customers – natural persons;
- Natural persons who are representatives of brainit.sk customers and designated natural legal persons – brainit.sk customers as contact persons;
- Natural persons who sent brainit.sk questions (including by phone), requests, warnings, complaints or other correspondence;
- Natural persons whose information is included in inquiries (including phone calls), requests, notices, complaints, or other correspondence addressed to brainit.sk (collectively referred to as "Data Subject" / "You").


3. WHAT CATEGORIES OF PERSONAL DATA WE PROCESS?

3.1. Data processed in connection with user identification for the purpose of requesting brainit.sk services and concluding a contract

3.1.1. Data processed when requesting services and personally concluding a contract

Some of the brainit.sk services can be requested in person at the provider's branch or at the registration authority's branch. In such cases, we may process the following data:

- Identification data of the user: full name (according to the identity document); data from the identity document (national identification number depending on the issuing country of the identity document, number, date of issue, date of validity and issuer of the identity document, date of birth; address); data obtained during the official verification of the validity of your identity document from the official databases of the competent authorities in the relevant country of issue of the identity document (if access to such databases is available in the jurisdiction of the country of issue of the identity document) and/or data obtained from the

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machine-readable part or from the NFC ID chip (this may include a photo from official ID databases); signature;

- Contact information – mobile phone number, e-mail address and postal address;
- Optional data about the customer you represent and your representative's power of attorney (type, term, limitations, change, copy of power of attorney, details of power of attorney, etc.), position, official contact information (phone number and email address),
- Optional personal data contained in documents about the legal entity Customer submitted to brainit.sk (e.g. documents certifying the establishment of the legal entity or its current status, etc.) in connection with its identification as a Customer.

3.1.2. Data processed during registration and/or user identification

Some brainit.sk services can be used after registration in brainit.sk mobile applications (hereinafter referred to as "Applications"). In such cases, after registration and/or identification (whether initial or re-identification) through our Application, we process personal data described in the Personal Data Protection Policy that applies to the use of the relevant Application. The personal data protection policy related to the use of the relevant Application is available in the Application itself, as well as on our website, and familiarization with them is a mandatory condition when registering for the Application.


In addition to the information mentioned above in point 3.1.1 and point 3.1.2, we may also process the following personal data in connection with the conclusion, change, fulfillment, and termination of the agreement on the provision of brainit.sk services:

- contract information: type of contract; Deadline; conditions; information and documents related to the change, fulfillment or termination of the contract (notices, date, legal reasons, accompanying documentation, etc.); amendments to the contract; other aspects relevant to the validity, conclusion and performance of the contract; notices and other documents and information related to the contract, including any documents and information related to actions (legal and factual) performed and statements made in connection with the contract;
- correspondence and other communications related to the contract; information contained in or related to questions, offers, reviews/feedback, complaints, claims, etc.
- other information created or exchanged during the negotiation, conclusion, change, performance, and termination of contracts.

3.2 Data processed in connection with the issuance of qualified electronic signature certificates

When issuing a qualified electronic signature certificate, the personal data required for identification will be processed for the purpose of requesting brainit.sk services and concluding a contract, as described in point 3.1 above.

The content of issued certificates for qualified electronic signature is in accordance with valid European standards. The certificate issued by brainit.sk will contain your name or your chosen pseudonym, country, information about the start and end date of validity, your public key, information about the issuer and data used to identify and verify the certificate by the Relying Party. In addition, the certificate may also contain information about the legal entity with which you have a legal relationship.

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When issuing a qualified certificate for a qualified electronic signature, in addition to the above data, brainit.sk may also contain data about your birth number, identity document number, VAT number, etc., such as data such as date of birth, date. validity of the identity document and other data obtained from the machine-readable part of the identity document and/or from the NFC chip of the identity document and/or from the official databases of the competent authorities located in the jurisdiction of the country that issued you the identity document. What data is included when a user is authorized by brainit.sk will depend on what data you want brainit.sk to certify to the Relying Parties against whom you will use such certificates.

According to the applicable legislation, every qualified provider of trusted services is obliged to keep a certificate repository of the qualified certificates issued by him for the qualified electronic signature, as well as all suspended and terminated certificates. This is done so that all relying parties can verify the validity of the certificates. Brainit.sk maintains functionality for verifying the validity of certificates issued by it.

3.3 Data processed for remote electronic signature/seal


In the case of signing an electronic signature/seal remotely, brainit.sk stores information in the form of protocols about the fact and time of signing and the fact and time of sending and receiving signed documents together with system identification numbers about the Customer and the Relying Party. Party (sender of the document to be signed / recipient of the signed document).

3.4 Data processed in connection with the issuance of a qualified electronic seal certificate

When issuing a qualified electronic seal certificate, personal data necessary for identification will be processed for the purpose of requesting brainit.sk services and concluding a contract, as described in point 3.1 above. The content of electronic seal certificates issued by brainit.sk is in accordance with valid European standards. The certificate issued by brainit.sk will contain the name and possibly the registration number according to the official registers of the creator of the seal, data for validating the electronic seal that correspond to the data for creating the electronic seal, information about the start and expiration dates, information about the issuer and data that serve to identify and validation of the certificate by the Relying Parties.

3.5 Data processed in connection with the issuance of a qualified certificate of authenticity of websites

When issuing a qualified certificate of authenticity of the site, personal data will be processed according to point 3.1 necessary for identification in order to request brainit.sk services and conclude a contract. The content of qualified certificates of authenticity of websites issued by brainit.sk is in accordance with valid European standards. The certificate issued by brainit.sk will contain the name or nickname (if it is a nickname, it must be clearly stated), the relevant name of the person to whom the certificate was issued and possibly the registration number according to the official registers of the o.s. the person to whom the certificate was issued (if it is a legal entity), address data including at least the city and country of the person to whom the certificate was issued, the domain name or domain names to which the person to whom the certificate was issued leads, data on the start date and the end of validity, data about the issuer and data that serve to identify and verify the validity of the certificate by the Relying Parties.

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3.6 Data processed in connection with the creation of a qualified electronic time stamp

A qualified electronic time stamp assumes that the date and time specified in it is correct and on the integrity of the data sent to brainit.sk. The data can be an electronic signature, an electronic seal, a hash of unsigned electronic documents, or a hash of other electronic content. A qualified electronic time stamp can be integrated into the process of creating, sending, or receiving electronic signatures/seals, electronically signed documents, and electronic transactions, when archiving electronic data, etc. This service uses technology to link the date and time with the data in a way that excludes the possibility of any unobserved data change and provides the possibility in the following period (after the expiration of the validity period of the qualified electronic time stamp) to prove the fact of signing an electronic document or other electronic object.

3.7 Data processed in connection with the qualified validation of a qualified electronic signature/seal

When providing the electronic signature/seal verification service, brainit.sk processes signature/seal verification data contained in the relevant qualified electronic signature/seal certificate, data presenting the holder of the electronic signature/creator of the electronic seal and other data contained in the relevant certificate, data additionally provided by the Relying Party using the service, as well as the result of the performed validation.


3.8 Data processed when using the electronic registered delivery service

Part of every document signing through the brainit.sk registered mail application is qualified electronic registered mail as an integrated service. You can find more information about the data processed during the provision of this service in the Personal Data Protection Policy applicable to the use of the relevant brainit.sk Application available in the Application itself, as well as on the website.

When using the electronic registered delivery service outside of the Applications, brainit.sk stores information about all documents that users send/receive in the form of electronic confirmations of receipt/documents about the facts of sending and receiving documents and the integrity of the transmitted content. Such evidence includes information on when documents were sent and received, sender/receiver identification details. After confirming the sending, receiving, and signing of the documents, brainit.sk will provide the sender as proof with an electronic confirmation/document signed by him containing data on the time of sending, receipt and/or signature, data on the sender and the recipient.

3.9 Data processed when providing a qualified electronic signature/seal and/or electronically signed/sealed electronic documents of a qualified storage service

When providing these services, brainit.sk ensures long-term storage for customers of all types of electronic signatures and stamps contained in documents (with temporary storage of the documents themselves in a safe deposit box) and/or electronically signed/sealed documents (with safe deposit), and provides evidence of the storage process with the possibility of long-term verification of electronic signatures/seals. The provision of such services requires the retention of data contained in the relevant electronic signatures and seals and/or in stored documents. The data objects, the relevant evidence of storage and the additional information necessary for their verification are available through the service interface or by submitting a specific request for the provision of data and/or evidence. These can be provided either separately or in an I/O package that is securely protected by encryption. In any case,

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they are transmitted only to the customer or his authorized representative. In addition, brainit.sk stores information about all prepared I/O packages, including the date of the event and the criteria according to which the stored objects included in the package were selected. The request must include the person requesting the data, the reasons for requesting it, as well as the way in which they want to obtain it, while brainit.sk also stores such information. After the expiration of the storage period agreed with the Customer, the data will be deleted.

3.10 Data processed when using the electronic identification service

The electronic identification service gives you the opportunity to identify yourself in front of third parties (e.g. a bank) when concluding a contract, using remote services provided by a dependent person, etc. that identify you (e.g. mobile phone number, email address, etc.) with a request for your identification. You will receive notice for each Relying Party that wishes to be identified with it. In order to activate the electronic identification service, it is necessary that you carefully study the personal data requested by you and confirm that you wish to be identified before the mentioned Relying Party. The result will be the generation of an electronic document - a statement with data about your identity, the confirmation (certification) of which was requested by the Relying Party, and then brainit.sk will issue you a one-time identifier with the required content. Relying party for identification purposes only. Such an identifier contains all personal data that the company brainit.sk was convinced was up-to-date and verified by legally permissible means according to Regulation (EU) 910/2014. With the attribute of remote identification, you sign a document - a declaration for your own declaration of circumstances and it serves only for the needs of your identification, as long as the attribute of identification obliges brainit.sk to bear responsibility for the validity of the circumstances stated in the answers to this identifier. This document may contain your name, social security number, a copy of your identity document and other data for the needs of the requested service. If you agree to identify yourself to the relying party with the information provided in the document, you sign it using the identifier issued to you for this purpose, and you authorize brainit.sk to send the thus signed document to the relying party. Part of the electronic identification service is the sending of a document signed by you to the Relying Party.


3.11 Data processed when using the electronic authentication service

The electronic authentication service allows you to securely identify yourself when accessing your accounts on various third-party websites and online services without entering usernames and passwords or as a second step in secure two-factor authentication. When providing this service, information is processed about the website/service to which access is requested, the time when it is requested and whether you have confirmed or denied through the Application that you are the person who requested access to the website or service.

When providing this service, brainit.sk, based on authorization by the Customer, will generate a document with structured content for the purpose of access, which contains the Customer's personal data to the extent necessary for its identification in front of a specific Relying Party. to certain content it provides. . As part of the brainit.sk service, it sends the generated document to the Relying Party without a signature.

3.12 Data processed in connection with payment for services provided

For the purposes of payment for the services provided and determining the remuneration payable for the services provided, brainit.sk processes information on the type and volume of services provided,

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including data on the number of signatures and the time of their provision, as well as information on the Relying Party in the relationships with which the relevant service was used (in cases where the services are paid for by the Relying Parties). In the event that you pay us for the use of services, we will additionally process the following data concerning you: VAT number (for natural persons with a VAT number), data from the commercial register (for natural persons in the commercial register) or other social security number, method of payment including the account from which the payment was made, information about payments due and made by you and other data contained in financial and accounting documents in accordance with applicable legislation.

3.13 Information we collect in connection with customer service and other types of communications

When providing services to customers, as well as during other types of communication with us, we may process the following personal data:

- e-mail address or telephone number depending on the form you have chosen for communication;
- other data contained or provided as part of your communication with brainit.sk and subsequent correspondence;
- data on the time the message was received/sent, as well as information on the status of sent messages, so that we can respond to or process your inquiry or request.

3.14 Information we collect

Brainit.sk keeps records/logs, as stated in the General Terms and Conditions, of all significant events in its systems for at least 1 year, unless a different period is expressly stated in the General Terms and Conditions, in these Personal Data Protection Principles or in other valid general business terms and conditions for the relevant service, contract or privacy policy.

4. FOR WHAT PURPOSES DO WE PROCESS YOUR PERSONAL DATA


Brainit.sk collects, stores, and processes the information specified in point 3 above for the purposes specified in these principles and general business conditions. Depending on the legal basis of processing, the following purposes may be:

- related to compliance with the legal obligations of brainit.sk;
- related and/or necessary for the fulfillment of contracts concluded between users and brainit.sk, or for taking steps at the user's request before concluding such a contract;
- associated with legitimate interests of brainit.sk or third parties;
- for which you have agreed to the processing of your data.

4.1 Purposes of brainit.sk personal data processing related to compliance with legal obligations

All purposes include:

- compliance with the regulatory requirements applicable to the provision of trusted services, including ensuring the safe identification of users, verification of the authenticity of the data provided, verification of the validity of the identity document, including the required content in the certificates issued by brainit.sk and the like;

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- compliance with regulatory requirements for storage, disclosure, provision or access to information in connection with the activities of brainit.sk as a qualified provider of trusted services;
- fulfillment of brainit.sk's legal obligations to reproduce and prove electronic statements of users;
- compliance with applicable tax and accounting legislation;
- other activities connected with the fulfillment of the legal obligations of brainit.sk related to the provision of information to the competent authorities of state administration and justice or the provision of assistance during controls by the competent authorities or mandatory controls related to the regulated activity of brainit.sk as a provider of trusted services.

4.2 Purposes of brainit.sk personal data processing related and/or necessary to fulfill the contract or to take steps at the customer's request before concluding the contract

All purposes include:

- activities related to the identification and/or registration of users/customers;
- activities in the field of service provision;
- communication with users/customers about the services provided, including the provision of technical support and customer services;
- financial and accounting activities and management, processing and collection of payments in connection with the Services;

We may process all the above categories of personal data for the above purposes.


4.3 Purposes of processing personal data related to the realization of legitimate interests of brainit.sk or third parties

All purposes include:

Legitimate interest - conclusion, fulfillment, change or termination of the contract with the Customer in cases where the Customer is a legal entity and/or acts through its authorized representative/legal representative. Purposes related to the realization of such legitimate interest include all activities mentioned in point 4.2 above.

Legitimate interest – exercise and protection of legal rights and interests of brainit.sk and assistance in the application and protection of legal rights and interests of Customers, other persons associated with brainit.sk, relying parties, employees of brainit.sk, persons processing personal data on behalf of brainit.sk and business partners of brainit.sk:

- ascertaining, applying or defending the legal claims of the aforementioned persons in court, including filing complaints, notices, etc. to relevant government and judicial authorities, reproduction of stored information to the extent necessary to fulfill the purpose;
- taking measures to interrupt the provision of services in the event of a violation of the General Terms and Conditions or in the event of non-compliance with the Principles and procedures of brainit.sk;
- reproduction of information in connection with electronic identification carried out at the request and for the purpose of protecting the rights and legitimate interests of the relying party;

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- reproduction of information in connection with the use of electronic registered mail upon request and for the purpose of protecting the rights and legitimate interests of the sender/recipient;
- management and processing of received complaints, notices, requests, etc.;
- collection of claims against brainit.sk, including through assignment to third parties, as well as assignment of such claims to third parties.

Legitimate interest - provision of services and their normal functioning:

- maintenance and administration of services;
- taking measures against harmful activities against the security and normal functioning of services;
- detecting and solving technical problems related to the functionality of the services;
- creation of a secure environment for the exchange of messages between the Customer, brainit.sk and the Relying Party.

We may process all the above categories of personal data for the above purposes.

4.4 Express consent


Your data may be processed based on your express consent, in which case the processing is specific and to the extent and scope specified in the relevant consent.

5. WITH WHOM TO SHARE PERSONAL DATA

Brainit.sk can provide your personal data to third parties only as stated in these Principles, General Terms and Conditions, other conditions, and principles applicable to the services you use and in cases established by law.

Brainit.sk may provide your personal data to third parties:

- If it is necessary to fulfill a legal obligation of brainit.sk, for example in the case of an information obligation:
 - Relevant governmental, municipal or judicial authorities;
 - verification (auditing) authorities;
- If it is necessary to provide services, such as:
 - to banks and payment service providers in connection with payments made;
 - To Relying Parties;
 - to persons to whom documents are sent for signature or documents signed through our services;
 - postal and telecommunication services of operators in the performance of communication between the customer and the brainit.sk company;
- If it is necessary to protect the rights or legitimate interests of brainit.sk, third parties or users/customers. In such cases, brainit.sk can provide your personal data:
 - governmental, municipal and judicial authorities;
 - private and public bailiffs;
 - lawyers;
 - notary;

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- The team acting as processors of personal data on behalf of brainit.sk, such as cloud service providers, brainit.sk registration authorities (if these activities have been entrusted to an external party), accounting service providers, etc.
 - brainit.sk uses carefully selected partners, subcontractors and service providers who can process personal data on behalf of brainit.sk. Such parties include specialized data centers for the reliable and secure location of server and network equipment, providers of cloud systems and services, providers of automated identification services, other IT services, etc. In addition, we regularly appoint digital marketing agents who carry out marketing activities on our behalf, which may also lead to compatible processing of personal data.
- In cases where the user/customer has given explicit consent;
- In other cases established by law.

6. TRANSFER OF PERSONAL DATA OUTSIDE THE EU

Brainit.sk does not transfer personal data concerning users/customers to countries outside the EU.

7. HOW LONG TO KEEP PERSONAL DATA

Brainit.sk processes and stores information about users/customers until the respective purposes for which they were collected and processed are fulfilled.

In accordance with its internal rules and procedures and applicable laws, brainit.sk processes and stores information as described in the certification principles for the provided qualified and trustworthy services of brainit.sk.


The basic retention periods of personal data are:

- if the qualified certificate is issued 10 years from the date of cancellation or expiration of the certificate in question
- if an "unqualified" certificate is issued 7 years after the date of cancellation or expiration of the relevant certificate

8. WHAT ARE USER/CUSTOMER RIGHTS AND HOW THEY CAN BE EXERCISED

According to the Personal Data Protection Policy, users/customers have the right to:

- access to your own personal data, which includes the right to obtain confirmation as to whether we are processing personal data about you, and if so, the right to obtain information about the processing of this data (purpose of processing, categories of personal data, their recipients, length of storage, source of personal data, etc. .),
- correction of your incorrect or out-of-date personal data and their possible updating and addition (depends on the type of processing),
- restriction of the processing of your personal data if:
 - you challenge the correctness of your personal data during the period when we verify their correctness,
 - the processing is illegal, you object to the erasure of your personal data and request a restriction of their use instead,
 - We do not use your data, but you need it to prove, exercise or defend legal claims,

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- deletion of your personal data (if one of the reasons of Article 17, paragraph 3 GDPR is not met), if personal data:
 - are unnecessary for the purposes for which we obtained or processed them,
 - were processed illegally,
 - it is necessary for them to be deleted to comply with our legal obligation,
- the right to file a complaint with the Office for Personal Data Protection.

Some of these rights are valid only with certain exceptions, which are further defined in the GDPR and only on the condition that you can be identified - we will accept your requests in accordance with these legal conditions. You can exercise your rights with us in paper or electronic form using the contact details listed above.

9. CHANGES IN PRINCIPLES OF PERSONAL DATA PROTECTION POLICY

We may update this Privacy Policy from time to time to reflect any changes in the processing of your personal data or to comply with changes in applicable legislation.

Any changes we may make in the future will be posted on the Application as well as on the website: <https://nfqes.com/documents/> and <https://zone.nfqes.com>

This document is published on the brainit.sk website in Slovak. In case of any discrepancies, the Slovak text takes precedence.