

## GDPR INFORMATION CLAUSE

Pursuant to the provisions set out in Article 13(1) and (2) and Article 14(1) and (2) of 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 (hereinafter referred to as "GDPR"), and the Act of 10 May 2018 on the protection of personal data (Journal of Laws 2018, item 1000 as amended) in connection with the intention or the agreement concluded by you, we would like to inform you that:

1. **The Controller of your personal data** is: KGHM Metraco S.A. Spółka Akcyjna located in Legnica 59- 220, ul. Św. M. Kolbe 9, address for correspondence: 59-220 Legnica, ul. Rycerska 24, registered in the District Court for Wrocław - Fabryczna in Wrocław, 9th Commercial Division of the National Court Register with the number KRS [National Court Register] number: 0000268433, NIP [Tax Identification Number:] 692-000-11-94, REGON [National Official Business Register number:] 390503954, share capital in the amount of PLN 96,105,000, paid-up capital :PLN 96,105,000.
2. Access to your personal data **is only granted to persons authorised** by the Controller.
3. We do not carry out any **automated decision making**, including **profiling**.
4. **Your personal data are processed for the purpose of:**
  - a) concluding and performing a contract (legal basis: Article 6(1)(b) of the GDPR),
  - b) Performing legal obligations (legal basis Article 6(1)(c) of the GDPR), e.g. issuing and storing invoices, etc.,
  - c) archival (evidential) activities aimed at safeguarding information in the event of a legal need to prove the facts (our legitimate interest, legal basis Article 6(1)(f) GDPR);
  - d) possible establishment/pursue of claims or defence against claims (legal basis: Article 6(1)(f) of the GDPR);
  - e) offering you products and services directly (our legitimate interest, legal basis Article 6(1)(f) of the GDPR);
  - f) offering you directly products and services of our business partners (our and our partners' legitimate interest, legal basis Article 6(1)(f) of the GDPR).
5. For the proper performance of the contract, your personal data may be shared with the following categories of entities:
  - a) companies providing accounting (bookkeeping, tax), debt collection, legal and IT services to us;
  - b) companies providing postal or courier services to us;
  - c) payment service providers (e.g. banks) to process payments;
  - d) financial or judicial authorities, state agencies, public authorities, upon their request to the extent permitted by law;
  - e) to KGHM Polska Miedź S.A. in order to ensure consistency in the areas of cooperation with KGHM Metraco S.A. in term of:
    - strategic management; corporate governance; corporate supervision; audit and control system management; corporate risk, compliance and business continuity management; legal proceedings and advice; security area management; corporate communication, human resources (HR) management; investor relations and stock market information, organization and administration management; IT area management; procurement management; financial strategy, controlling, accounting and taxes management; domestic production management; project and investment management; property management; research, development and innovation; trade and logistics; strategy and sustainable development management, and also support for the commercialization of the commercial offer of the KGHM Group.
6. Your personal data necessary for the performance of legal obligations will be processed for the duration of the contract and for the period during which legal regulations (e.g. tax regulations) require the data to be stored.
7. **You have the right to:**
  - a) have access to their data and to receive a copy of their data;
  - b) rectify (amend) personal data;
  - c) data portability;
  - d) data erasure;
  - e) restrict the processing of data, except as indicated in Article 32 of the GDPR;
  - f) right to object to processing;
  - g) lodge a complaint with the President of the Office for Personal Data Protection;
  - h) withdraw consent at any time where processing is based on such consent (Article 6(1)(a) of the GDPR).
8. **Your personal data may be transferred outside the European Economic Area** (hereinafter referred to as the "EEA"). This may be the case where the controller outsources certain services to entities established outside the EEA or processors outside the EEA. Your personal data may only be transferred to third countries (countries outside the EEA) or entities in third countries for which an adequate level of data protection has been decided by the European Commission or standard data protection clauses have been concluded in contracts with these entities. In connection with the transfer of data outside the EEA, you may ask further information from the Controller on the safeguards applied in this regard, obtain a copy of these safeguards and information on where they are made available by contacting the Administrator as indicated in this information.
9. The Data Protection Officer of KGHM Metraco S.A. can be contacted via e-mail address [iod@metraco.pl](mailto:iod@metraco.pl).