

## Information on data processing

### regarding the data reconciliation under Government decree no. 88/2022. (III. 7.)

Magyar Telekom Ltd. as data controller (seat: 1097 Budapest, Könyves Kálmán krt. 36, Hungary; registration no.: 01-10-041928; taxation no.: 10773381-2-44; the „Data Controller”) hereby informs the Data Subjects on the basis of Regulation (EU) 2016/679 of the European Parliament and the Council (April 27, 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” or „GDPR”) as follows:

#### 1. The identity and the contact details of the Data Controller:

**Magyar Telekom Ltd.**

Postal address: 1519 Budapest, Pf. 434

Phone number: 1414

#### 2. The name and the contact details of the data protection officer:

dr. László Pók (address: 1097 Budapest, Könyves Kálmán krt. 36, Hungary; E-mail address: DPO@telekom.hu)

#### 3. The categories of the processed personal data, the purposes of the processing for which the personal data are intended, the legal basis for the processing and the period for which the personal data will be stored:

Purposes of the processing	Legal basis for the processing	Categories of personal data	Period for which the personal data will be stored
Mandatory data reconciliation (adategyeztetés) for subscribers of prepaid phone numbers under Government Decree 88/2022. (III. 7.) (Differing from the general rules in Section 129. § (2)–(2c) of Act C of 2003 on Electronic Communications)	Processing is necessary for compliance with a legal obligation to which the controller is subject (General Data Protection Regulation, Art. 6 (1) Point c)), with regard to Government Decree no. 88/2022. (III. 7.)	<ul style="list-style-type: none"><li>• first name and family name of the subscriber,</li><li>• citizenship,</li><li>• date of birth,</li><li>• gender,</li><li>• no. of the personal identification document</li></ul>	The data will be erased 90 days after the date of the mandatory data reconciliation (or in case of a repeated data reconciliation, 90 days after the date of the repeated data reconciliation).

Besides the above, the General Terms and Conditions of the Data Controller, especially its Annex 5 shall be applicable to the data processing activities in connection with the services (<https://www.telekom.hu/rolunk/szolgalatasok/aszf/lakossagi>).

#### 4. Automated individual decision-making, including profiling

No automated decision-making, including profiling takes place in connection with the data processing.

#### 5. Transfer personal data, the recipients or categories of recipients of the personal data:

Without prejudice to the application of Section 127 (2d), data recorded in accordance with paragraphs (2) - (3) of Government Decree no. 88/2022. (III. 7.) may only be transmitted on the basis of a written request from a body authorized by law to access these data.

No transfer of data to third countries (i.e. outside the European Union) or to international organizations takes place.

## **6. The data subject's rights in connection with the processing:**

The data subject may exercise the following rights:

- a) right of access to his/her personal data,
- b) right of rectification of his/her personal data,
- c) right to erasure of his/her personal data or restriction of processing concerning the data subject;
- d) right to data portability (if the additional conditions are met); and
- e) in case of data processing based on the legitimate interest of the Data Controller or a third party, right to object

### Right of access:

The data subject shall have the right to obtain from the Data Controller confirmation as to whether or not personal data concerning him or her are being processed, and, where that is the case, access to the personal data. The Data Controller shall provide a copy of the personal data undergoing processing. For any further copies requested by the data subject, the Data Controller may charge a reasonable fee based on administrative costs. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be provided in a commonly used electronic form.

### Right to rectification:

The data subject shall have the right to obtain from the Data Controller without undue delay the rectification of inaccurate personal data concerning him or her.

### Right to erasure:

The data subject shall have the right to obtain from the Data Controller the erasure of personal data concerning him or her without undue delay and the Data Controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:

- (a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed;
- (b) the data subject withdraws consent on which the processing is based according to point (a) of Article 6(1), or point (a) of Article 9(2), and where there is no other legal ground for the processing;
- (c) the data subject objects to the processing pursuant to Article 21(1) and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21(2);
- (d) the personal data have been unlawfully processed;
- (e) the personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the Data Controller is subject;
- (f) the personal data have been collected in relation to the offer of information society services referred to in Article 8(1).

### Right to restriction of processing:

The data subject shall have the right to obtain from the Data Controller restriction of processing where one of the following applies:

- (a) the accuracy of the personal data is contested by the data subject, for a period enabling the Data Controller to verify the accuracy of the personal data;
- (b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
- (c) the Data Controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims;

- (d) the data subject has objected to processing pursuant to Article 21(1) pending the verification whether the legitimate grounds of the Data Controller override those of the data subject.

Where processing has been restricted, such personal data shall, with the exception of storage, only be processed with the data subject's consent or for the establishment, exercise or defence of legal claims or for the protection of the rights of another natural or legal person or for reasons of important public interest of the Union or of a Member State.

Right to data portability:

The data subject shall have the right to receive the personal data concerning him or her, which he or she has provided to the Data Controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller without hindrance from the Data Controller to which the personal data have been provided, where: (a) the processing is based on consent pursuant to point (a) of Article 6(1) or point (a) of Article 9(2) of the GDPR or on a contract pursuant to point (b) of Article 6(1) of the GDPR; and (b) the processing is carried out by automated means.

Right to object:

The data subject shall have the right to object, on grounds relating to his or her particular situation, at any time to processing of personal data concerning him or her which is based on point (e) or (f) of Article 6(1), including profiling based on those provisions. The controller shall no longer process the personal data unless the controller demonstrates compelling legitimate grounds for the processing which override the interests, rights and freedoms of the data subject or for the establishment, exercise or defence of legal claims.

General rules regarding the data subjects' rights:

The Data Controller shall provide information on action taken on a request to the data subject without undue delay and in any event within one month of receipt of the request. That period may be extended by two further months where necessary, taking into account the complexity and number of the requests. The Data Controller shall inform the data subject of any such extension within one month of receipt of the request, together with the reasons for the delay. Where the data subject makes the request by electronic form means, the information shall be provided by electronic means where possible, unless otherwise requested by the data subject.

Information to the data subject and any actions taken shall be provided free of charge. Where requests from a data subject are manifestly unfounded or excessive, in particular because of their repetitive character, the Data Controller may either: (a) charge a reasonable fee taking into account the administrative costs of providing the information or communication or taking the action requested; or (b) refuse to act on the request. The Data Controller shall bear the burden of demonstrating the manifestly unfounded or excessive character of the request.

Where the Data Controller has reasonable doubts concerning the identity of the natural person making the request, the Data Controller may request the provision of additional information necessary to confirm the identity of the data subject.

**7. Possible legal remedies:**

The data subject may turn to the Data Controller's data protection officer (dr. László Pók; address: 1097 Budapest, Könyves Kálmán krt. 36; E-mail address: [DPO@telekom.hu](mailto:DPO@telekom.hu)) in connection with the processing of his/her personal data at any time.

The data subject has the right to lodge a complaint with the National Authority of Data Protection and Freedom of Information (*Nemzeti Adatvédelmi és Információszabadság Hatóság*, Postal address: 1363 Budapest, Pf. 9, Address: 1055 Budapest, Falk Miksa utca 9-11, Phone number: +36 (1) 391-1400; Telefax: +36 (1) 391-1410; E-mail: [ugyfelszolgalat@naih.hu](mailto:ugyfelszolgalat@naih.hu); website: [www.naih.hu](http://www.naih.hu)).

In case of the infringement of his/her rights, the data subject may submit a claim against the Data Controller to the court. The court shall proceed out of turn. The Data Controller shall prove that the processing is in compliance with the applicable laws. The Court of Appeal (*törvényszék*), in Budapest, the Metropolitan Court of Appeal (*Fővárosi*

*Törvényszék*) is competent. The lawsuit may also be initiated in front of the Court of Appeal that has jurisdiction based on the permanent or temporary address of the data subject.

The Data Controller shall compensate the data subject for the damages caused to the data subject by the unlawful processing of the personal data of the data subject or by the infringement of data security requirements. The Data Controller shall be exempted from liability if it can prove that the damages were unavoidable and the causes were out of the scope of data processing. Damages that were due to the data subject's deliberate or grossly negligent behavior shall not be compensated.

*In case there are any discrepancies between the English and Hungarian version of this document, the Hungarian version shall prevail.*

Dated: Budapest, March 10, 2022