

PRIVACY NOTICE FOR ACTORS SIGNING THE CONTRACT

Who is the controller of your personal data?

The Controller, i.e., the party deciding how your personal data will be used, is Studio Filmowe OTO Sp. z o.o. Spółka Komandytowa (the "Company") with its registered office in Warszawa 02-711, ul. Inspektowa 22, KRS (National Court Register Number): 0000457304, NIP (Tax Identification Number): 5213646875, REGON (National Official Business Register Number): 146623386, e-mail: rodo@otofilm.pl. You may contact the Company, using the contact details provided above.

What is the purpose and legal basis of the processing of your personal data by the Company?

Your personal data will be processed primarily to perform the contract signed with you or to take steps preceding the execution of the contract upon your request (Article 6(1)(b) of the GDPR).

According to the provisions of the law, the Company will process your personal data for purposes connected with the settling of financial matters related to taxes and fulfilment of the obligations arising from the Regulation of the Minister of Culture and National Heritage regarding occupational health and safety during film productions (Article 6(1)(c) of the GDPR).

Your personal data may also be processed in connection with a legitimate interest of the Company (Article 6(1)(f) of the GDPR), i.e.:

- ensuring security on the film set, e.g., by using IDs, recording you in the list of the crew provided to persons authorised to access the film set, issuing guidelines and instructions concerning safety when moving around on the set and an entry in the list for the issue of special personal protective equipment;
- conducting audits;
- exercising or defending against claims;
- preparing documents for archiving purposes;
- maintaining analyses and statistics;
- ensuring accountability (proving that the Company has fulfilled its statutory obligations).

Your personal data, including, in particular, your image may also be processed to represent, promote and build the image of the Company. Where the relevant matters are not regulated in the contract signed with you, such processing of your personal data will be done based on your consent (Article 6(1)(a) of the GDPR and Article 9(2)(a) in the case of data of a special category). Based on your consent, your personal data will also be processed to include you in an internal database of actors maintained by the Company, which will enable the Company to contact you and submit offers to cooperate in the future.

You may withdraw your consent at any time. The withdrawal of consent will not affect the lawfulness of processing done based on your consent before its withdrawal.

Do you have to provide your personal data to the Company?

Providing your personal data is required to enter into and perform the contract. The obligation to provide your data also arises to a certain extent from the provisions of the law (e.g., regarding the data required to settle the financial matters related to taxes and to ensure health and safety during the film production). If you do not provide the required personal data, it will be impossible or very difficult for us to cooperate with you.

Providing your remaining personal data is voluntary.

What are your rights regarding the Company with respect to the data we process?

In connection with the processing of your personal data by the Company, you may request the exercise of the following rights from the Company:

- right to access the data;
- right to rectify the data if they are inaccurate or incomplete;
- right to data erasure: if the data are no longer necessary for the purposes for which they were collected by the Company; if you withdraw your consent to data processing; if you object to data processing; if the data are processed unlawfully; if the data should be erased to fulfil a statutory obligation;
- right to restriction of processing: if the data are incorrect – for the period required by the Company to verify your data; if the data are processed unlawfully but you do not want for them to be erased; if the Company no longer needs your data but they may be required to exercise or defend against claims; or if you object to data processing – until we determine if the legitimate basis overrides the grounds for the objection;
- right to data portability: if the data are processed under a contract signed with you or based on your consent, and the processing is automated.

You may lodge a **complaint** in connection with the processing of your personal data by the Company with the President of the Personal Data Protection Office (address: Biuro Prezesa Urzędu Ochrony Danych Osobowych, ul. Stawki 2, 00-193 Warszawa).

When can you object to the processing of your data?

You may **object** to personal data processing when the personal data are processed based on a legitimate interest and/or for statistical purposes and the objection is justified by your particular situation. You may also object to the processing of your data when they are processed for marketing purposes.

Who does the Company provide your personal data to?

The Company may provide your personal data to:

- persons involved in film production, e.g., directors, assistant directors, producers, production managers, coordinators, make-up artists, hairdressers, stylists, costume designers, dressers, assistants;
- persons supporting the production process, e.g., accountants, security staff, drivers;
- competent authorities if we have to settle related financial matters, if we have to exercise or defend against claims and also in other situations where the Company is obliged to do so according to the provisions of the law, to the extent expressly arising from such provisions;
- other recipients, such as the postal operator and courier and shipping companies;
- parties providing technical infrastructure support, e.g., hosting, IT services, providers of ICT systems and the CRM system;
- the client for which the film production is made;
- external auditor engaged by the Company (processing for auditing purposes).

How long does the Company keep your personal data?

Your personal data connected with the performance of the contract will be kept for the duration of the term of the contract, and after the end of the contract:

- the data processed to settle financial matters connected with taxes and accounting will be kept for a period of 5 years after the lapse of the year in which the financial event took place;
- if the Company has reasons to suspect that it may be necessary to exercise or defend against claims, the data will be kept until the end of the period of limitation for claims (which is 6 or 10 years) or for the duration of the court proceedings, including the period required for the enforcement of the judgement;
- the contract may stipulate that, due to the credits of the film for the clients of the film studio, the data may be processed for 8 years.

Also, the Company may store your data processed for the following purposes:

- audits – the data will be kept for up to 5 years from the first day of the year following the year in which the transactions were recorded and the period required to pursue a legitimate interest of the Controller, e.g., the period required to defend against or exercise rights and claims;
- accountability for the fulfilment of statutory obligations – generally indefinitely.

Your data processed based on your consent will be retained by the Company until you withdraw your consent.

Will your personal data be provided to third countries?

We generally do not transfer any personal data outside the European Economic Area (“EEA”). Considering the services provided by our subcontractors in connection with the support for ICT services and IT infrastructure, we may contract specific activities or IT tasks to approved subcontractors operating outside the EEA, which may cause your data to be transferred outside the EEA. In line with the decision of the European Commission, some recipient countries outside the EEA ensure an adequate level of personal data protection consistent with EEA standards.

In the case of recipients outside the EEA and recipients not covered by the decision of the European Commission, to ensure an adequate level of protection, we sign agreements with the recipients of your personal data according to the standard contractual clauses issued by the European Commission, and we analyse transfer risks.

Copies of standard contractual clauses can be obtained from the Company, as the Controller. We protect your data according to the principles specified in chapter V of the GDPR. Your personal data may also be provided to non-EEA countries if this turns out to be necessary to fulfil your obligations under the contract signed with you, to the extent required to fulfil such obligations (e.g., if you have to travel to a non-EEA country). In such a situation, your personal data are provided because they are required to fulfil a contract with you.

Will your data be used for automated decision-making?

Your personal data will not be used for automated decision-making, including the use of your personal data for profiling, understood as the automated processing of your data, consisting of their use to evaluate certain personal aspects relating to you, in particular to analyse or predict aspects concerning your performance at work, economic situation, health, personal preferences, interests, reliability, behaviour, location or movements.

Legible signature