

**Appendix No 1 do Confidential Information Protection and Information Security Principles**

**STATEMENT OF OBLIGED TO MAINTAIN INFORMATION SECURITY IN KGHM POLSKA MIEDŹ S.A.**

Current version of the statement is published at <https://kgm.com/pl/przetargi/bezpieczenstwo-informacji>

By submitting the Statement, the person obliged to maintain confidentiality confirms that he/she has read the rules contained therein and shall comply with them.

I, signed below

.....

Providing work/services for .....

declare:

Clause 1.

I undertake to:

1. comply with:

1) confidential information protection rules set out in Agreement No. ... of .././.... (hereinafter referred to as the Agreement);

2) Confidential Information Protection and Information Security Principles published at: <https://kgm.com/pl/przetargi/bezpieczenstwo-informacji>.

2. keep in strict secret Confidential Information protected at KGHM Polska Miedz S.A. (hereinafter referred to as the KGHM) and generated in relation to realization of the Agreement.

I acknowledge that:

1. the violation of the above mentioned commitments will be recognized, in particular,;

- unauthorized access to the information other than required for the realization of the Agreement;
- unauthorized violation or an attempt of violation of the information integrity;
- unauthorized, under the Agreement, transfer, disclosure or use of information obtained during the realization of the Agreement, also in the period after the finishing of works;
- failure to exercise due diligence in the processing of protected information;
- proceeding contrary to the provisions of the Agreement and Confidential Information Protection and Information Security Principles.

2. Information obtained during the realization of the Agreement are treated as KGHM's business secret are the subject of applicable legal protection.

Clause 2.

The provisions of Clause 1 point 2 shall not apply in relations to this information obtained from KGHM which:

1. are published, known and officially made public without any breach of the provisions of the Statement;

2. shall be given by KGHM Polska Miedź S.A. with its prior written consent for its dissemination.

Clause 3.

The obligations resulting from this Statement are binding me for the period of realization of the Agreement and 5 years after its termination.

Your personal data will be transferred to KGHM by your employer in connection with the agreement concluded with KGHM ("Agreement").

Personal data may also be provided directly by you, depending on the nature of the cooperation and activities undertaken as part of the performance of tasks for KGHM.

According to art. 13 point 1 and 2 and art. 14 point 2 and 2 of General Data Protection Regulation (GDPR) I am informing You that:

**1. Administrator of personal data.**

KGHM Polska Miedź S.A. with the premises in Lubin (further called "we") will be the administrator of your personal data. You can contact us in the following way:

- a letter to the following address: M. Skłodowskiej - Curie 48 Street, 59-301 Lubin
- by phone: 76 7478 200

**2. Personal data inspector.**

We have appointed a data protection inspector. This is the person that you can contact on all matters related to processing of your personal data and exercising your rights related to data processing. The inspector can be contacted the following way:

- a letter to the following address: M. Skłodowskiej - Curie 48 Street, 59-301 Lubin
- via e-mail: [IOD@kgm.com](mailto:IOD@kgm.com).

**3. The goals of processing your personal data and the legal basis of the processing.**

We will process your personal data in order to identify the persons authorized to realization of the tasks defined by the Agreement including the persons having the access to Confidential Information of KGHM.

Thus your personal data is processed based on our legally grounded interests related to the goal of processing listed above which are: ensuring appropriate realization of the Agreement and documenting it (also for the purposes of control, audit and judicial proceedings) and ensuring the safety of confidential information (business secret), which is the legal basis for processing (art. 6 point 1 letter b GDPR).

**4. The kind of personal data.**

We will process the following personal data: the name and the surname, the name of the employing subject, business: contact phone number, e-mail account, position, our correspondence. If you access to the information systems of KGHM, we may monitor your activities in terms of compliance with KGHM's safety rules, including registering a log and user session.

#### **5. The reasons of disclosing the data and the consequences.**

The revealing personal data for the purpose defined in point 3 is voluntary but giving it is the condition enabling you to gain the access to realization of the tasks defined by the Agreement (if the data is transmitted directly by You).

#### **6. The period of storing your personal data.**

Your personal data will be processed for the period which is necessary to perform and document the Agreement. Your personal data shall be kept for time necessary to document the activities with your participation, as well as time resulting from: the period of expiration and confidentiality obligations (specified in Clause3 above).

#### **7. The recipients of your personal data.**

We will make your personal data available to the subjects which are authorized by the power of law regulations (eg. public authorities and legal protection: offices, courts, prosecutor's office or police) and the subjects and their employees providing services in favour of us which require the access to your data, including legal, financial, booking and IT services.

#### **8. Your right related to personal data processing.**

You have the following rights related to personal data processing:

- a. the right to object to data processing due to your special situation – as we process your data based on our legally grounded business defined in point 3,
- b. the right to access your personal data,
- c. the right to demand correcting your personal data,
- d. the right to demand to delete your personal data, when the data are no longer necessary for the purposes for which they were collected or otherwise processed or where the person has objected effectively to the processing,
- e. the right to demand limitation in your data processing (then the data will only be stored) - when:
  - you question the correctness of data,
  - you think that the processing is against the law and you oppose to removing them (requesting the restriction of their processing instead);
  - data is not needed for processing purposes, but it is necessary for you to establish, assert or defend claims;
  - if you objected to the processing until it was recognized.

To take advantage of the above rights contact us or our personal data inspector (the contact data are in points 1 and 2 above).

We will carefully review requests or objections in accordance with the applicable provisions on the protection of personal data. At the same time, we would like to inform you that these rights are not absolute, as the regulations allow for their non-inclusion in specific situations.

You are also entitled to bring a complaint to the supervisory organ dealing with personal data protection i.e. the President of Data Protection Office.

## **9. Automatized decision taking**

In the relation to the processing the decisions will not be taken in automatized way (without the participation of a human) and they also will not be used to analyses so any profiling will take place.

## **10. Data transmission outside the EEA**

Due to the use by us or our contractors - for example providers of legal, tax or audit services - of modern technologies, such as cloud services, your personal data may be transferred to countries outside the European Economic Area, where these countries on the basis of the decisions of the European Commission were considered to provide an adequate level of protection of personal data to the level of protection applicable in the European Economic Area or provided that appropriate safeguards which may rely on binding corporate rules, standard data protection clauses adopted by the European Commission, standard data protection clauses accepted by the President of the Office for the Protection of Personal Data or contractual clauses admitted by the President of the Office for Personal Data Protection. You have the right to obtain a copy of the security provided for the transfer of personal data - contact us or with our data protection officer to obtain it.

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Legible signature of the person  
obliged to maintain  
confidentiality