



Kempinski Hotel Corvinus

BUDAPEST

Kempinski Hotel Budapest Zrt.

Registered office: 1051 Budapest,
Erzsébet tér 7-8.

Company register number: 01-10-
041234

Tax number: 10250378-2-41

Data Protection and Data Security Policy

Effective from 25 May 2018

Revised text: effective from 15 January 2019

Revised text: effective from 05 June 2019

Revised text: effective from 20 September 2019

Revised text: effective from 05 November 2019

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Revised text: effective from 18 July 2022

Privacy Notice
(<https://www.kempinski.com/hu/hotel-corvinus-budapest>)

1. Name of Controller

Name of Controller:	Kempinski Hotel Budapest Zártkörűen Működő Részvénytársaság
Abbreviated name of Controller:	Kempinski Hotel Budapest Zrt.
Company register number of Controller:	01-10-041234
Registered office of Controller:	1051 Budapest, Erzsébet tér 7-8.
e-contact point of Controller:	hotel.corvinus@kempinski.com
Representative of Controller:	Stephan Interthal CEO René Frischknecht – President of the Board of Directors Heinz Katzameyer – Vice-President of the Board of Directors Isidoro Geretto – Member of the Board of Directors
Data protection officer:	L-Tender Adatvédelmi és Információbiztonsági Szolgáltatások Zrt.
Email address:	privacy.corvinus@kempinski.com
Majority owner of Controller:	CORVIN S.A. (Luxembourg)

2. Rules of processing

As informational self-determination is a fundamental right of every natural person stipulated in the Fundamental Law; during its procedures the Company shall carry out processing only and exclusively on the basis of effective legal regulations.

Processing of personal data shall be possible only for exercising of rights or performance of obligations. It is forbidden to use personal data processed by the Company for private purposes. Processing shall every time comply with the principle of purpose limitation.

The Company shall process personal data only for a determined purpose, for the sake of exercising of rights or performance of obligations, to the minimum extent and for the minimum time necessary for attaining such purpose. Processing in all of its phases shall be in accordance with the purpose – and if the purpose of the processing terminated, or processing of the data is otherwise unlawful, the data will be erased. The employee of the Company who actually processes the data will ensure the erasure. The erasure may be verified by the person who actually exercises employer's rights over the employee and by the data protection officer.

Processing shall be lawful only if and to the extent that at least one of the following applies:

- a) the data subject has given consent to the processing of his or her personal data for one or more specific purposes;
- b) processing is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract;
- c) processing is necessary for compliance with a legal obligation to which the controller is subject;
- d) processing is necessary in order to protect the vital interests of the data subject or of another natural person;
- e) processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller;
- f) processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child.

Before taking down the data the Company shall every time disclose the purpose and legal basis of processing to the data subject.

3. Enforcement of the rights of data subjects

Right to information

The principles of fair and transparent processing require that the data subject be informed of the existence of the processing operation and its purposes and other factors.

At the request of the data subject the Controller shall provide information on the data of the data subject being processed by the Controller or being processed by the processor assigned by it or in accordance with its instructions, on the sources of such data, the purpose, legal basis, period of processing, the name, address of the processor and its activities related to the processing, the circumstances, effects of personal data breach and the measures taken to eliminate the personal data breach as well as on the legal basis and recipient of the data transfer, when the personal data of the data subject are transferred.

The information shall, as a rule, be provided free of charge if the person/entity requesting the information has not submitted a request for information regarding an identical scope of data to the Controller in the current year yet. In other events cost reimbursement may be determined. The rate of the cost reimbursement may be also stated under a contract concluded between the parties. Already paid cost reimbursement shall be refunded if the data have been processed unlawfully or the request for information has led to rectification.

Right of access:

The data subject shall have the right to access to the personal data and the following information:

- a) the purpose of the processing;
- b) the categories of personal data concerned;
- c) the recipients or categories of recipients to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organisations;
- d) the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
- e) the existence of the right to request from the controller rectification or erasure of personal data or restriction of processing of personal data concerning the data subject or to object to such processing;
- f) the right to lodge a complaint with a supervisory authority;
- g) where the personal data are not collected from the data subject, any available information as to their source;
- h) the existence of automated decision-making, including profiling, and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.

The data subject shall also have the right to be provided by the Controller with a copy of the personal data undergoing processing. For any further copies requested by the data subject, the Controller may charge a reasonable fee. 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 Controller without undue delay the rectification of inaccurate personal data concerning him or her, or to have them completed.

Data that do not correspond to the facts shall be rectified by the manager of the organisation unit that processes such data, if the necessary data and the public documents that evidence them are available, and he or she shall take measures to erase the personal data being processed where one of the grounds determined in Article 17 of the GDPR applies.

Right to erasure and to be forgotten

The data subject shall have the right to obtain from the Controller the erasure of personal data concerning him or her 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, and where there is no other legal ground for processing;
- c) the data subject objects to the processing and there are no overriding legitimate grounds for the processing;
- 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 Controller is subject;
- f) the personal data have been collected in relation to the offer of information society services to children below the age of 16 years;

Where the Controller has made the personal data public and the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed, the Controller is obliged to erase them, and, taking account of available technology and the cost of implementation, shall take reasonable steps, including technical measures, to inform controllers which are processing the personal data that the data subject has requested the erasure by such controllers of any links to, or copy or replication of, those personal data.

The personal data shall not be erased even at the request of the data subject where processing is performed in accordance with Article 17(3) of the GDPR.

Right to restriction of processing / blocking

The data subject shall have the right to obtain from the Company 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 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 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; or
- d) the data subject has objected to processing pending the verification whether the legitimate grounds of the Controller override those of the data subject.

Notification obligation regarding rectification or erasure of personal data or restriction of processing

The Controller shall communicate any rectification or erasure of personal data or restriction of processing to each recipient to whom the personal data have been disclosed, unless this proves impossible or involves disproportionate effort. The Controller shall inform the data subject about those recipients if the data subject requests it.

Right to data portability

The data subject shall – where the conditions provided for in Article 27(1) of the GDPR apply – have the right to receive the personal data concerning him or her, which he or she has provided to the Controller, in a structured, commonly used and machine-readable format and have the right to transmit those data to another controller.

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 where processing is related to a task carried out in the public interest or in the exercise of official authority vested in the Controller or is carried out for the purposes of the legitimate interests pursued by the Controller or by a third party, including profiling based on those provisions.

The data subject may object to processing of personal data concerning him or her:

- if processing or transfer of the personal data is necessary only for compliance with a legal obligation to which the Controller is subject or for the purposes of the legitimate interests pursued by the Controller, the receiver of data or by a third party, except when processing is compulsory;
- if the use or transfer of the personal data is carried out for the purposes of direct marketing, opinion polls or scientific research; and
- in other cases determined in law.

The Controller shall inform the data subject without undue delay but in any case within one month from receipt of the request about the measures taken upon the request. If necessary, taking account of the complexity of the request and the number of requests, this deadline may be extended by further two months. The Controller shall inform the data subject of the extension of the deadline by specifying the reasons for such delay, within one month from the receipt of the request. Where the data subject makes the request by electronic means, and unless otherwise requested by the data subject, the information shall be possibly provided in an electronic form.

If the Controller establishes that the objection of the data subject is well-founded, it shall terminate processing, including taking down further data and data transfer, it shall block the data, and shall notify all the entities of the objection and the measures taken on the basis thereof to whom the Controller had previously transferred the personal data affected by the objection and who are obliged to take measures to enforce the right to object.

Right to file a petition to court and right to lodge a complaint

The Controller shall compensate for the damage caused to others by unlawful processing of the data of the data subject or by breach of the requirements of data security and shall pay the restitution (grievance fee) due in the event of infringement of privacy caused by the Controller or the processor engaged by the

Controller. The Controller shall be exempt from the liability for the damage caused and the obligation of payment of the restitution if it evidences that the damage or the infringement of the privacy of the data subject occurred due to an unavoidable cause outside the scope of processing. Likewise, the Controller shall not compensate for the damage if it arose from the intentional or grossly negligent conduct engaged by the aggrieved party.

If the Controller fails to take measures upon the request of the data subject, it shall without any delay but not later than within one month from receipt of the request inform the data subject of the reasons for failure to take measures and that the data subject may lodge a complaint with the Hungarian National Authority for Data Protection and Freedom of Information (registered office: 1055 Budapest, Falk Miksa utca 9-11.; postal address: 1363 Budapest, Pf. 9.) and may exercise his or her right to judicial remedy at the court of justice of his or her residence or place of residence.

4. Processing operations taking place during use of the website of Kempinski Hotel Budapest Zrt.

The place of processing:

1051 Budapest, Erzsébet tér 7-8.

4.1. The processing of the website

The Company has its own website, which can be accessed at the following address:

<https://www.kempinski.com/hu/hotel-corvinus-budapest>

The domain of the website www.kempinski.com is owned by Kempinski Hotels S.A. The Company is responsible for the content of the sub-site <https://www.kempinski.com/hu/hotel-corvinus-budapest> and for updating it. The Company provides the possibility for visitors to contact the Company through the websites operated by the Company. By completing a form, the visitor can provide the relevant information necessary for making contact. However, the information may only be sent by the data subject if he or she accepts the Company's rules of processing; he or she can do that by ticking a check box, failing which he or she will not be able to send his or her message.

the purpose of processing: to facilitate contact with the Company

the scope of data processed: name, postal code, phone number, email address, text of the message

the legal ground of processing: the consent of the data subject as provided for under Article 6(1) a) of the GDPR

the deadline of the storage of data: until completion of making contact (until the achievement of the purpose)

the form of data storage: electronic

Through the website it is possible to create KEMPINSKI DISCOVERY membership/account. After creating the membership/account it is possible to sum up previous/future stays, use discount prices, make use of special advantages and allowances.

the purpose of processing: to create KEMPINSKI DISCOVERY membership/account

the scope of data processed: name, email address, phone number, date of birth, address, language selected for communication

the legal ground of processing: the consent of the data subject as provided for under Article 6(1) a) of the GDPR

the deadline of the storage of data: until deletion of the user account

the form of data storage: electronic

Cookies

The website automatically collects information tied to a person about the visitors by the Google Analytics (IP address, place of residence, topographical data, user habits etc.), which serve for the statistics of visits of the website. During this process cookies are placed in the visitor's computers.

When the website is visited, the start and end date and time of the user's visit and, in certain cases, depending on the settings of the user's computer, the type of the browser and the operating system will be automatically recorded. From such data the system will automatically generate statistical data.

Further information about the categories and the purposes of the use of the cookies used by the Company can be found in the following link: <https://www.kempinski.com/en/privacy-policy>

the purpose of processing: automatic capture of information tied to a person about users on user habits by the use of Google Analytics and cookies

the scope of data processed: IP address, place of residence, topographical data, user habits, depending on the settings of the computer, the type of the browser and the operating system

the legal ground of processing: the consent of the data subject as provided for under Article 6(1) a) of the GDPR

the deadline of the storage of data: until achievement of the purpose of processing but for maximum 2 years from recording

the form of data storage: electronic

5. Issues not determined in this information notice

With regard to the issues not determined in this information notice the rules of the Privacy Act and Regulation (EU) 2016/679 of the European Parliament and of the Council (GDPR) apply.

**Data protection information notice and process description
on processing related to sending newsletters**

Kempinski Hotel Budapest Zrt. (hereinafter referred to as the Company or Controller) in accordance with the provisions 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 (General Data Protection Regulation; hereinafter referred to as GDPR) herewith informs you by this information notice and process description about all facts related to the processing of your personal data. By participating in the process, you as data subject become the data subject of processing in accordance with this process description.

THE EXACT NAME, CONTACT POINTS OF THE CONTROLLER:

Name: Kempinski Hotel Budapest Zártkörűen Működő Részvénytársaság

Abbreviated name: Kempinski Hotel Budapest Zrt.

Company register number: 01-10-041234

Registered office: 1051 Budapest, Erzsébet tér 7-8.

E-contact point: hotel.corvinus@kempinski.com

The representative of the Controller: Stephan Interthal CEO

René Frischknecht – President of the Board of Directors

Heinz Katzameyer – Vice-President of the Board of Directors

Isidoro Geretto – Member of the Board of Directors

THE (NAME AND) CONTACT POINT OF THE DATA PROTECTION OFFICER OF THE CONTROLLER:

L-Tender Adatvédelmi és Információbiztonsági Szolgáltatások Zrt.

privacy.corvinus@kempinski.com

THE PURPOSE OF PROCESSING:

Communication in a marketing/communication channel by sending newsletters to email addresses that sign up.

THE LEGAL GROUND OF PROCESSING:

The consent of the data subject as provided for under Article 6(1) a) of the GDPR.

THE SCOPE OF DATA PROCESSED:

Information to be provided on a compulsory basis: email address, language.

Information to be provided not a compulsory basis: name (name, surname), title, gender, date of birth, company name, scope of work, country, postal code, city, membership number, sphere of interest.

Kempinski Hotel Budapest Zrt.

THE PROCESSORS INVOLVED IN PROCESSING AND SPECIFICATION OF PROCESSING OPERATIONS:

The *Company* does not involve any processor in processing.

DURING PROCESSING THE DATA ARE TRANSFERRED TO THE FOLLOWING THIRD PARTIES, ON THE LEGAL GROUND SPECIFIED:

The *Company* does not transfer the data to any third party; however, it calls the attention of the data subjects to the fact that legal regulations might require release of personal data to courts and authorities. If court or authority obliges the *Company* to deliver personal data during their proceedings provided for in legal regulations, the *Company* shall, by performing its legal obligation, be obliged to place the requested data at the disposal of the court or authority proceeding in the case.

THE PERIOD OF THE STORAGE OF PERSONAL DATA:

Until the end of operating the newsletter service but, if the data subject requests erasure of his or her data (opts out from the newsletters), immediately after the request for erasure.

THE DESCRIPTION OF THE PROCESS OF PROCESSING:

The *Company* operates several newsletters. The *Company* sends the newsletters at regular intervals to the email addresses that are included in the database related to the relevant newsletter. As email addresses are regarded in accordance with currently effective legal viewpoints as relative personal data; therefore, the *Company* processes all email addresses with the protection that is to be provided for personal data.

For this reason, an email address shall only be included in the database, as a rule, with the consent and at the special request of the data subject. To enable the data subject to consent to processing of his or her email address by the *Company*, the *Company* every time informs the data subject in details about all relevant facts related to processing. The *Company* every time ensures the right to preliminary inquiry and voluntariness. It achieves that by making the information notice accessible and by the use of the check box that facilitates and evidences giving express consent to processing.

In the event that the data subject provides his or her email address not by electronic means but in paper format, the paper will contain information on processing, which the data subject consents to by completing the data form.

The *Company* every time qualifies sending of newsletters as an independent purpose of processing, does not connect it with other purposes, for example, with use of the service. Therefore, it will request the data subject to make a declaration separately about each different purpose, for example about the use of the service and the consent to sending newsletters, if data can be provided on a single data entry surface (in paper format or online).

The user of the email address concerned can any time, free of charge, directly opt out from the newsletter.

The **Company**, however, reserves the right to send a contact request also to the email address that does not qualify as personal data. In this event, the following information is sent in its newsletter:

“The electronic address to which we have sent this newsletter originates from certified public records, where the address is specified as the electronic contact point of the enterprise. Therefore, the information related to the representation of the company shall not be deemed as personal data even if it contains (also) the name of the owner or representative of the company. As in accordance with Section 6 (1) of Act XLVIII of 2008 on the Basic Requirements and Certain Restrictions of Commercial Advertising Activities, concerning the above data no prior consent shall be requested for a direct contact with advertisements by use of electronic mail or other equivalent means of communication. If, however, you do not intend to receive any more letters from our Company, please, [click here for opt-out.](#)”

QR code card:

In addition to the hotel room key, the **Company** every time gives you a small card with a QR code. By reading the QR code the data subject has the possibility to sign up for the **Company's** newsletter. If the data subject does not have a QR code reader, he or she can sign up for the newsletter directly at the website contact point that can be found in the card.

The **Company** every time ensures the right to preliminary inquiry and voluntariness. It achieves that by making the information notice accessible and by the use of the check box that facilitates and evidences giving express consent to processing.

The user of the email address concerned can any time, free of charge, directly opt out from the newsletter.

THE EXISTENCE OF AUTOMATED DECISION-MAKING:

No automated decision-making takes place during processing.

RULES OF EXERCISING THE RIGHTS OF THE DATA SUBJECT:

The **Company** informs you that under the GDPR, following verification of your identity, you may exercise the following options of enforcing rights:

- you may request information on the processing of your personal data,
- you may request rectification of your personal data,
- you may withdraw your consent to processing,
- you may request erasure of your personal data (if the conditions determined in Article 17(1) of the GDPR apply)
- you may request restriction of the processing of your personal data,
- you may exercise your right to data portability (if processing is carried out by automated means).

The **Company** arranges for the security of data, implements all the technical and organisational measures that are necessary for the enforcement of the GDPR and other rules of the protection of data and secrets. It protects data against unauthorised access to, alteration, transfer, disclosure, erasure or destruction and accidental destruction and corruption of the data.

The **Company** endeavours to provide any information to you every time in a concise, transparent, intelligible and easily accessible form, using clear and plain language as much as possible, in addition to complying with the rules determined by the GDPR.

If with respect to the purposes listed in this information notice you intend to exercise your rights determined in the GDPR, you may file your request to the data protection officer primarily in writing at its contact point stated in this information notice. If you request oral information, following verification of your identity the staff member of the **Company** authorised to fulfil this task can provide the information orally, if the data necessary for providing the information are available to him. In any other case, our staff member will record the request and we shall inform you concerning your request not later than within one month from receiving the request. We may extend this deadline by maximum another two months if this is justified by the complexity of the request or the number of requests being administered; but we shall inform you of that by electronic means, within one month from the receipt of the request.

If we fail to take measures upon your request or you do not accept our measures, you may exercise legal remedy. Concerning our processing operations you may lodge a complaint with the Hungarian National Authority for Data Protection and Freedom of Information or, as you elect, with the court of justice of your residence or place of residence.

However, we call your attention to the fact that on the basis of the practices of the National Authority for Data Protection and Freedom of Information the authority will admit your complaint if first you file your petition to the controller, that is, to us and we failed to take measures upon your request you did not accept our measures. Therefore, we propose that you contact our **Company** first.