

Annex 5
Information clause on RODO

DATA PROTECTION INFORMATION CLAUSE

1 In accordance with Article 13(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 (General Data Protection Regulation) (Official Journal of the EU L 119 of 04.05.2016, p. 1), hereinafter referred to as "RODO",

The Contracting Authority informs you that:

- 1) the controller of your personal data is Polenergia eMobility Sp. z o.o., ul. Krucza 24/26, 00-526 Warsaw, e-mail: [...], tel: [...].
- 2) Your personal data will be processed on the basis of Article 6(1)(b) of the RODO for the purpose related to the request for price information for the supply of electric vehicle charging stations.
- 3) Recipients of your personal data will be only people employed by the Administrator or cooperating with the Administrator and entities from the Polenergia Capital Group to which the Administrator belongs, and to whom documentation of the proceedings will be made available in connection with the Administrator's project to which the request for information relates.
- 4) The obligation for you to provide personal data concerning you directly is a requirement related to participation in the tender procedure;
- 5) personal data will be processed for the period of the contract award procedure and after its completion in accordance with the Administrator's archiving regulations, i.e. for a period of 5 years;
- 6) with regard to your personal data, decisions will not be taken by automated means, pursuant to Article 22 RODO;
- 7) You have:
 - the right of access to personal data concerning you;
 - The right to rectification of your personal data, with the proviso that exercising the right to rectification may not result in changing the outcome of the procurement procedure or the provisions of the contract, and may not affect the integrity of the procedure protocol and its annexes;
 - the right to request the controller to restrict the processing of personal data;
 - The right to lodge a complaint to the President of the Office for Personal Data Protection if you consider that the processing of personal data concerning you violates the provisions of the RODO;
- 8) You are not entitled to:

- in relation to Article 17(3)(b), (d) or (e) of the RODO the right to erasure of personal data;
- the right to data portability referred to in Article 20 RODO;
- pursuant to Article 21 RODO, the right to object to the processing of your personal data, as the legal basis for the processing of your personal data is Article 6(1)(b) RODO.

9) The Contractor undertakes to inform, on behalf of the Contracting Authority, all natural persons directed to perform the contract and natural persons carrying out a business activity, who will be indicated as a subcontractor and whose personal data is included in the submitted tender or any annex or document submitted in the contract award procedure, of:

- the fact that the personal data have been transferred to the Contracting Authority;
- the processing of personal data by the Contracting Authority.

10) Pursuant to Article 14 of the RODO, the Contractor undertakes to fulfil, on behalf of the Contracting Authority, the information obligation towards the persons referred to in point 9 by providing them with the content of this information clause, at the same time indicating to such persons the Contractor as the source of the personal data which will be held by the Contracting Authority.