

PRIVACY AND „COOKIES” POLICY OF THE PORTAL
WWW.MAXPOWERENERGY.EU

This Privacy Policy („**Privacy Policy**”) determines how XL Energy Marketing sp. z o.o. seated at Złota street 59, 00-120 Warszawa, collects, process and uses information concerning Users and Distributors.

All uppercase terms in this Privacy Policy have meanings assigned to them in the Regulations of e-services granted by XL Energy Marketing sp. z o.o. (hereinafter referred to as “**Regulations**”) unless otherwise specified in a particular provision.

1. The Service Provider processes following data of the User: IP address of a device he uses while entering the Portal; type of internet browser, type of system software of the device of the User. This information is used to determine the number of visits of the Portal, average time the User uses the Portal or similar information. The Service Provider uses this information to improve the contents of the Portal.

2. The User willing to cooperate with the Service Provider as a distributor of its products may fill a form located in the Portal giving following information: name and surname, company, telephone number, e-mail address, business address and – in case of natural persons running commercial activity – countries of activity, percent of shares in the market in a particular country, number of employees, business model (distributor, agent, seller), professional experience in the sales of energy beverages, number of brands in the portfolio, distribution structure.

3. All information specified in item 2 as well as e-mail address of the Distributor will be jointly specified as “**Personal Data**”.

4. The Service Provider is the Controller of Personal Data (XL Energy Marketing sp. z o.o., ul. Złota 59, 00-120 Warszawa).

5. Personal Data is processed by the Service Provider to contact the User, including to provide electronic services for the conclusion and implementation of distribution agreements or other commercial contracts, archiving as well as for marketing purposes.

6. Personal Data is processed upon the User's acceptance of the Regulations, based on the User's consent to the processing of personal data for the purpose of receiving a commercial offer or based on a justified controller interest (e.g. defending against claims or ensuring the stability of website).

7. Providing Personal Data is voluntary; however, it may be necessary for the use of services or contract performance. The recipients of personal data can be an authorized employees responsible for the service of Users and entities providing services to the Service Provider (eg accounting companies, IT services). The data is stored for the period necessary to implement the contracts. After this period, the data may be processed based on the legal obligations of the Service Provider (eg in the scope of storing accounting documents) or legally legitimate interest (defense against claims that may be due to the Service Provider).
8. The User has the right to access their Personal Data, to rectify, delete or transfer it, as well as the right to demand limitation of processing and object to such processing. In addition, in the scope of Data processed based on consent, the User has the right to withdraw consent at any time. Each person whose Data is processed has also the right to file a complaint to the Data Protection Authorities.
9. The rights enlisted in point 8 the User may execute by contacting Controller e-mail address: **iodo@xl-energy.com**
10. The Portal uses „cookies” files, i.e. small text files sent to the User’s computer during the use of the Portal. Information collected with the help of “cookies” allow adopting services and contents offered by the User as well as elaborating general statistics concerning the use of the Portal by the User. When the browser reconnects with the site, the site recognizes the type of device the User connects to. Parameters allow to read information contained in them only to the server that created them. Cookies therefore make it easier to use previously visited websites. The information collected relates to the IP address, type of browser used, language, type of operating system, Internet service provider, time and date information, location and information sent to the website via the contact form.
11. „Cookies” files, internet browser of the User may be recognized by the Portal. Most “cookies” used in the Portal is removed from the hard disc of the User’s computer (“session cookies”) after the session is completed by the User (i.e. logging out on the User’s computer to allow recognizing the User’s computer during the next visit (“permanent cookies”).
12. „ Cookies identify the user, which allows the content of the website that he or she uses to be adapted to his or her needs. By remembering his or her preferences, cookies make it possible to match ads addressed to him or her. Cookies are being used to guarantee the highest standard of convenience of our service, and the collected data is used only by the Seller to optimize the activities.
13. In many cases, the software for viewing websites (internet browser) implicitly permits storing “cookies files” in the final device of the User. The Portal Users may any time change settings concerning “cookies files”. These settings may be changed especially in such a way to block automatic service of “cookies files” in the User’s

device of the Portal. Detailed information on possibilities and service methods of “Cookies files” is available in settings of the internet browser.

- 14.** During the processing of Personal Data, the Service Provider uses software that protects them against access by unauthorized persons, as well as against their loss and the operation of malicious software.