

OTP BANK PLC.

Non-retail account keeping and deposit tie-up

PRIVACY STATEMENT

This Privacy Statement is an addition to Sub-Annex 5, Annex 2 of OTP Bank Plc.'s General Business Regulations, which deals with data processing, and specifies the terms and conditions of data processing carried out during non-retail account keeping and deposit tie-up. This Privacy Statement shall be applied together with the data processing-related Sub-Annex 5, Annex 2 of OTP Bank Plc.'s General Business Regulations.

1 CONTROLLER AND ITS CONTACTS

1.1 Name of the controller: OTP Bank Plc. (hereinafter referred to as: “Controller”)

Registered office: 1051 Budapest, Nádor u. 16

Mailing address: OTP Bank Plc., 1876 Budapest

Email address: informacio@otpbank.hu

Phone number: (+36 1/20/30/70) 3 666 666

Website: www.otpbank.hu

Information of the data protection officer of the Controller:

- a) Name: Zoárd Gázmár
- b) Mailing address: 1131 Budapest, Babér u. 9
- c) Email address: adatvedelem@otpbank.hu

2 PROCESSING OF CLIENTS' DATA

2.1 Scope of Clients

Data Controller processes the personal data of the following natural persons (hereinafter referred to as: “Data Subject”) during the provision and preparation of the non-retail account keeping and deposit tie-up services:

- a) natural person private entrepreneur
- b) person authorised to represent the company / organisation / local government
- c) person authorised to dispose over the bank account of the company / organisation / local government
- d) liquidator, bankruptcy administrator, receiver
- e) person registering a request to open an account online

- f) a member of a client group entitled to receive preferential services based on an agreement between the Controller and the leading member of the client group.

2.2 Scope of the processed data

Besides and supplementing the data groups defined under section 2, Sub-Annex 5, Annex 2 of the General Business Regulations, the Controller processes Data Subjects' data belonging to the following data groups during the provision and preparation of the non-retail account keeping and deposit tie-up services:

- a) signature, signature sample, or signature specimen of persons authorised to represent
- b) signature specimen of persons authorised to dispose over the bank account
- c) contact details of person registering a request to open an account online
- d) information related to client group membership of client group members entitled to receive preferential services based on an agreement between the Controller and the leading member of the client group.
- e) data generated in connection with the use of the Bank's products (e.g. the date and amount of any transfer during a money transfer, any comment, etc.).

Besides the sources specified under section 2.2, Sub-Annex 5, Annex 2 of the General Business Regulations, the source of the information defined in section 2.2 d) hereunder is the leading member of the client group and the data provided thereby based on the agreement between the Controller and the leading member of the client group.

The exact data processed during the provision and preparation of the non-retail account keeping and deposit tie-up services are included in the provisions of the Business Regulations and other documents created during the performance of the agreement for the provision of the non-retail account keeping and deposit tie-up services.

2.3 Purposes of data processing

The Controller also processes the data defined in section 2.2 for the following purposes besides those specified in section 3, Sub-Annex 5, Annex 2 of the General Business Regulations:

2.3.1 Product development

The Controller also processes the data of non-retail clients related to the use of the services in order to improve the quality of the service and to develop new functions for the convenience and benefit of the clients. During product development, the Controller separates the individual data of the data subjects suitable for identification, so essentially statistical data are created as a result of the data processing, from which it is not possible to decipher which natural person's enterprise data was used by the Controller.

2.4 Legal grounds for data processing

The Controller processes the data of the Data Subjects during the provision and preparation of the non-retail account keeping and deposit tie-up services based on the legal grounds listed in section 4 of the General Privacy Statement, with the following exception.

In relation to this data processing, the Controller does not carry out any data processing based on the legal grounds specified in section 4 d) of the General Privacy Statement.

The Controller processes the personal data specified in section 2.2 primarily on the legal grounds of preparing the conclusion of the Agreement and the performance of the agreement. For cases not mentioned previously, this Statement indicates the data group(s) processed based on the given legal grounds.

2.4.1 Preparing the conclusion of the agreement and performance of the agreement for the provision of non-retail account keeping and deposit tie-up services

The Controller processes the personal data provided in the branch during account opening or modification, or on the <https://otpbusiness.hu> internet page in case of online account opening request for the purposes of preparing the conclusion of the Agreement and performance of the Agreement, including the enforcement of rights and claims under the Agreement, and filing legal claims.

The Controller does not collect any other personal data in relation to the Data Subject for the purposes of the conclusion or performance of the Agreement.

Detailed terms and conditions of the provision of services conforming to Agreement are set out in the Corporate Division Business Regulations (hereinafter referred to as: „**Business Regulations**”) and the documents referenced therein.

To achieve said goals, the Controller, in particular:

- a) processes the Client’s contact details for the purposes of communication during the preparation and performance of the agreement,
- b) identifies the Client based on the personal identification data.

2.4.2 Mandatory data processing

The Controller does not process the personal data of the Data Subjects for reasons other than the legal obligations specified in section 7, Sub-Annex 5, Annex 2 of the General Business Regulations.

The Controller’s General Business Regulations contain the detailed information regarding data provision to the Central Credit Information System (*in Hungarian: Központi Hitelinformációs Rendszer*) and the related data processing.

2.4.3 The Controller’s legitimate interest

The Controller processes the Data Subjects’ personal data specified in this section on the basis of the following legitimate interests, besides those specified in section 8, Sub-Annex 5, Annex 2 of the General Business Regulations.

The purpose for processing the data defined under section 2.2 d) is the enforcement of the Controller’s legitimate interest to keep a record of and control the entitlement of Data Subjects to preferential conditions, **and inform the Data Subject about their entitlement to preferential conditions** that are based on the agreement between the Controller and the leading member of a client group. Personal data defined under section 2.2 d) are processed by the Controller for 8 years upon the termination of the legal relationship.

2.4.3.1 Product development

Data processing carried out for the purpose of product development takes place based on the legitimate interests of OTP Bank Plc. and eBiz Ltd. It is in the legitimate interest of controllers acting as independent controllers to improve the quality of their services, to attract and retain clients by offering innovative services that benefit clients.

The clients have an interest in the protection of their trade secrets and privacy, and in the fair use of data that is already processed. In the light of this, the Controller (OTP Bank) pseudonymises the processed client data and uses aggregate data. So as to protect the privacy of natural person entrepreneurs, the Controller only processes the data generated in connection with their economic activities for this purpose. The client's trade secrets are the bank secrets of the Controller. Their processing is subject to strict legal regulations, which the National Bank of Hungary (*in Hungarian: Magyar Nemzeti Bank*), as the acting supervisory body, can check at any time.

In the absence of such data processing, the Controller may suffer a competitive disadvantage, the impact of which will be passed on to clients, as the purpose of product development is to fully serve client needs.

The Bank is a credit institution with a strong emphasis on prudent operations. Accordingly, it also places great emphasis on compliance with the General Data Protection Regulation. The Controller ensures the exercise of rights by the data subject, including the right to object to the data processing.

In the light of the above, data processing for product development purposes by the Bank is proportionate to the restriction of the rights and freedoms of the data subjects.

2.4.4 Consent of the Client

Consent can be given voluntarily, and the Client has the right to withdraw his or her consent at any time without restrictions by a notification sent to the Controller. This notification can be sent by the Data Subject to any of the addresses listed under section **Hiba! A hivatkozási forrás nem található.** of this Statement.

The withdrawal of consent has no consequences for the Client. The withdrawal of consent, however, does not affect the legitimacy of the data processing—carried out based on the consent—before the withdrawal.

2.5 Automated decision making, including profiling for the same reason

The Controller does not make any automated decisions in relation to this data processing.

3 RECIPIENTS OF THE PERSONAL DATA

Except for public authorities specified in law or a legally binding act of the European Union who request personal data from OTP Bank Plc. for investigating individual cases, the Controller forwards Data Subjects' personal data to the following third parties and organisations:

3.1 the natural person private entrepreneur's account number to the National Tax and

Customs Administration (*in Hungarian: Nemzeti Adó és Vámhivatal*) (independent controller) based on the regulation of Article 84 of Act CL of 2017 regarding obligatory data provision.

3.2 Name of the controller: OTP eBIZ Limited Liability Company (hereinafter referred to as: “OTP eBiz Ltd.”)

Data processing purpose: product development

Registered office: 1138 Budapest, Szekszárdi utca 16-18, 4/2

E-mail address: info@otpebiz.hu

Telephone: +36 (1) 366 6567

Website: <https://www.otpebiz.hu/>

Data processing policy: <https://www.otpebiz.hu/altalanos-adatkezelesi-szabalyzat/>

The Controller shall not use any data processor in relation to the provision of non-retail account keeping and deposit tie-up services besides the data processors specified in Annex 2 of the General Business Regulations.

Budapest, 22 April 2020