

Information clause in relation to the processing of personal data for the purpose of receiving a report and conducting an investigation under the Whistleblower Protection Act

1. The administrator of your personal data is JM elektronik spółka z ograniczoną odpowiedzialnością with its registered office in Gliwice (postal code 44-100), at ul. Karolinki 58; NIP: 6312645365. e-mail address: sygnalisci@jm.pl, tel. +4832 3396900
2. You may contact the Controller on matters relating to the processing of your personal data and the exercise of your rights under the RODO using the above contact details.
3. Your personal data will be processed for the purpose of accepting a report and conducting an investigation on the basis of the legal obligation to which the controller is subject under the Act of 14 June 2024 on the protection of whistleblowers.
4. **Protecting the identity of the whistleblower:** You may make an anonymous report. If you provide personal identification data, your personal data shall not be disclosed to unauthorised persons except with your express consent. The persons authorised to receive information about your personal data are persons from the Commission or who are members of the Management Board of the company and, in the special cases described in the procedure, also members of the Supervisory Board of the company.
5. **Specific cases where disclosure may occur:** The identity of the whistleblower, as well as all identifying information about the whistleblower, will not be disclosed to the subjects of the report, to third parties or to other employees and associates of the subject. The whistleblower's identity, as well as other identifying information about the whistleblower, may only be disclosed if such disclosure is a necessary and proportionate obligation under generally applicable law in the context of investigations by national authorities. The identity of the subjects of the notification is subject to confidentiality requirements to the same extent as the identity of the whistleblower.
6. The Administrator ensures the confidentiality of your data in connection with the application received. Accordingly, your data may only be disclosed to entities authorised to do so by law and to entities to whom the Administrator has entrusted data processing, i.e. Formalize, based in Denmark at: Kannikegade 4, 1, 8000 Aarhus, provider of Wistleblower Software.
7. Personal data processed in connection with the acceptance of a notification or follow-up and documents relating to that notification shall be retained for a period of 3 years after the end of the calendar year in which the notification or follow-up was transmitted or the proceedings initiated by those proceedings are completed. Personal data that are not relevant to the processing of the notification shall not be collected and, if accidentally collected, shall be deleted immediately. The deletion of such personal data shall take place within 14 days of the determination that it is not relevant to the case.

8. You have the right to request access to your personal data, as well as to rectify (amend) it. You also have the right to request erasure or restriction of processing, as well as the right to object to processing, but you only have this right if further processing is not necessary for the Administrator to comply with a legal obligation and there are no other overriding legal grounds for processing.
9. You have the right to lodge a complaint against the processing carried out by the Administrator to the President of the UODO (uodo.gov.pl).
10. The provision of data is voluntary and is not a condition for us to accept your application. If you do not provide your contact details, we will not be able to confirm acceptance of your application and will not be able to inform you of the course of our action in relation to your application.
11. A report may also be made in any case to the Ombudsman or a public authority without following the procedure laid down in the whistleblowing and follow-up procedure, in particular if: the entity fails to provide feedback to the whistleblower within the time limit set in the whistleblowing and follow-up procedure, or the whistleblower has reasonable grounds to believe that the violation of the law may constitute a direct or obvious threat to the public interest, in particular there is a risk of irreparable harm, or making an internal report will expose the whistleblower to retaliatory action, or if an internal report is made, there is little likelihood of the whistleblower effectively countering the violation of the law due to the particular circumstances of the case, such as the possibility of concealment or destruction of evidence or the possibility of collusion between the whistleblower and the violator of the law or the whistleblower's participation in the violation of the law. A report made to the Ombudsman or a public authority bypassing internal reporting does not have the effect of depriving the whistleblower of the protection guaranteed by the provisions of the Whistleblower Protection Act.

Contact to the Ombudsman

Citizen information line: 800 676 676, e-mail: biurorzecznika@brpo.gov.pl,

Address for correspondence: Office of the Ombudsman, Al. Solidarności 77, 00-090 Warsaw.

It is also possible to submit a request in sign language, anonymously via the contact form on the website or in person at one of the branches.