

PRIVACY STATEMENT CUIC

PRIVACY FOUNDATION FOR COLLECTIVE REDRESS

Last modification date: January 16, 2023

In this privacy statement, we explain how Stichting CUIC – Privacy Foundation for Collective Redress (“CUIC”) uses your personal data

CUIC is a non-for-profit foundation established pursuant to Article 3:305a of the Dutch Civil Code (Chamber of Commerce: 84332794), having its registered office in Amsterdam, visiting address at Nieuwe Herengracht 49, 1011 RN in Amsterdam, the Netherlands, email: info@cuic.eu

CUIC represents individuals who are victims of an infringement of their privacy or consumer rights. CUIC statutory objective is to protect those interests against any unlawful infringement of such rights and obtain redress for such infringements. You can read more about this in our articles of incorporation <https://www.cuic.eu/documenten/> (in Dutch).

CUIC is the controller for the processing of the personal data set out in this privacy statement.

What kind of personal data does CUIC process?

The data that CUIC collects, and uses is processed by us, typically, because you will have contacted CUIC and, in doing so, will have provided us with your contact details or other relevant information. This would occur, for example, if you support one of our collective actions, or if you signed on with us as an aggrieved party or if you sign up for our newsletter

When you contact us, we may collect and process the following personal data on you, when required:

- name and address details, as provided by you, such as surname, first name(s), initials, titles, gender, address, postcode, place of residence, and the like, as provided by you;
- other contact details, as provided by you, such as phone number, e-mail address, and similar data required for communication;
- data on relevant facts regarding your involvement pertaining to a specific privacy infringement that is relevant to a collective action we initiated, e.g. regarding the personal data that was processed unlawfully by the other party, as provided by you.
- the content of your questions, requests, complaints, or messages, as provided by you, and our response to those questions, requests, complaints, or messages.

When you visit our website, we may process the following personal data from you:

- your IP address and the time of your visit
- the pages you visit
- an email address if you subscribe to a newsletter

To protect our interests and more specifically in connection with the preparation of our legal proceedings, we may process the therefore required personal data of those involved, such as counterparties and other third parties (e.g. journalists or representatives of those involved):

- name and address details, i.e. surname, first name(s), initials, title, gender, address, postcode, place of residence, to the extent disclosed to us;
- other contact details, i.e. phone number, e-mail address, and similar data required for communication, to the extent disclosed to us;
- data regarding the handling of the proceedings, also including data about the other party and/or data about other persons involved; and
- other third-party data obtained from public sources or provided to us by you, other parties, and/or third parties.

Based on what processing ground and for what purpose does CUIC process personal data?

If you entered into a contract with CUIC, particularly if you signed on as an aggrieved party to one of our cases, we will process your data to the extent necessary for the performance of that contract, e.g. to update you on the progress of the collective action we initiated or to contact you on other matters relevant to that, for instance regarding a proposed settlement. In addition, the performance of that contract also requires that we process your data for our financial administration and, possibly, to deal with requests or complaints you may have.

If you subscribe to our newsletters and updates we may process your data based on your consent. Naturally, you can withdraw your consent at any time. However, such withdrawal does not affect the lawfulness of the processing of your personal data before that withdrawal.

We can also process your personal data to the extent necessary for our legitimate interests, including furthering our statutory objectives, or any legitimate interest pursued by third parties. We may also use your personal data to comply with accounting or auditing obligations, and the like.

Finally, we may process your personal data to comply with applicable legal obligations, such as the obligations to keep your data for a statutory retention term, pursuant to tax law.

Does CUIC share your data with third parties?

CUIC may share your data with the parties representing and otherwise assist CUIC in furthering CUIC's statutory objectives, as far as needed. Particularly, if necessary for the class action litigation we initiated, we may provide your data to the court and to the attorneys that represent us, and possibly to the other parties in such proceedings, as well as to our accountants or auditors.

CUIC only shares your data with third parties bound by an obligation of confidentiality, e.g. a statutory professional secrecy obligation or a confidentiality agreement that provides for appropriate technical and organizational measures to ensure an appropriate level of security and privacy.

Retention

CUIC does not retain your data longer than strictly necessary to further its statutory objectives or to comply with legal obligations. This implies that we will keep your data as long as this is necessary for our collective action or other proceedings and up to five years after the final settlement of these.

We will retain your personal data that could be relevant for accounting and taxation purposes for seven years, as far as required by applicable accounting and tax law.

If you submit a complaint to us, we will keep the personal data processed in the context of that complaint two years after the complaint and/or the resulting legal proceedings have been finally settled.

When you visit our website, we do not retain your IP address and/or the time of your visit.

Website and cookies

We use session cookies to enable the proper functioning of our website. A session cookie contains a randomized number that is immediately deleted after you have closed your browser.

We also use session cookies to enable any JavaScript software to operate on your laptop, computer, or smartphone. We use JavaScript to enable the unfolding menu features on our website. The website cannot be loaded correctly if your device does not support JavaScript.

Our website also uses session storage, which is another form of temporary storage like the session cookies we use. We only use session storage to load the necessary information about the structure of our website onto your device. Session storage enables easy website navigation.

We do not collect or process personal data through cookies, JavaScript, or Session Storage.

You can read our Cookie Statement here <https://www.cuic.eu/documenten/>

No transfer of your data outside the EEA/EU

CUIC does not transfer your data to countries outside the European Economic Area, i.e. the EU, Iceland, Liechtenstein, and Norway.

Security

CUIC has implemented the necessary technical and organizational measures to protect the personal data we process, to prevent any abuse, loss, undesirable disclosure, unauthorized access, or unauthorized modification.

Our website is hosted by TransIP. We have chosen TransIP because this provider is committed to relevant social issues such as privacy protection, sustainability, and digital freedom.

Your rights

You have the right to access, correct, or delete your data. You may send your requests for access, correction, or deletion to info@cuic.eu. We try to respond to any request as quickly as possible but within a maximum of one month. To prevent that we give access to unauthorized persons, we may ask you for additional information to verify your identity.

If you think that we do not act in accordance with applicable privacy law, we would like to hear from you info@cuic.eu. You can also file a complaint about this with the Dutch Data Protection Authority (Autoriteit persoonsgegevens), through their complaints page (in Dutch), <https://autoriteitpersoonsgegevens.nl/nl/zelf-doen/gebruik-uw-privacyrechten/klacht-melden-bij-de-ap>, or by sending a letter to:

Autoriteit persoonsgegevens

PO Box 93374
2509 AJ The Hague, The Netherlands.

Changes

CUIC can change this Privacy Statement. The most recent version of this Privacy Statement will be posted on our website <https://cuic.eu/documents/> If changes are significant, we will provide you with prominent notice of these (including, if possible, i.e. when we have your email address, via email notification).

This Privacy Statement was last updated on January 16, 2023.