

# AVINCIS

TRADITION AND MODERNITY

## PRIVACY POLICY

We respect the right to privacy of our clients and of every natural person visiting [www.avincis.ro](http://www.avincis.ro) or contacting us electronically. When interacting with us, you can provide us with information to help us identify you (for example, your first and last name, your email address or your phone number).

In this respect, some personal data are indispensable for carrying out e-commerce activities. In order to place an order, it will be necessary to provide data about your first name and last name, age, invoice address, delivery address, phone number and e-mail address.

Also, the information which helps us identify you is necessary in order to allow us to be in touch with you, to send you the AVINCIS newsletter or invitations to private events that we organize or that are organized in collaboration with us.

Avincis Vinuri SRL does not request or collect personal data of children deliberately. If we find out that personal data of a child was accidentally collected, we will delete these data as soon as possible. Avincis Vinuri SRL may collect personal data of children only when the parents or the guardians have given their explicit consent to this effect.

This Privacy Policy respects the provisions of the EU Regulation 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 (hereafter referred to as "GDPR").

### ***1. Why we collect your personal data?***

Avincis Vinuri SRL only processes relevant personal data and limited to what is necessary in relation to each purpose for which they are processed, while making sure that your personal data are processed only for specified, explicit and legitimate purposes. More specifically, we need your personal data in order to carry out e-commerce activities and for marketing and promotion campaigns.

#### ***(a) Processing personal data for e-commerce purposes***

Before placing an order for goods sold through our online market, by giving your e-mail address, a user account will be automatically created for you, so as to enhance your user experience as buyer of our online market by updating your virtual shopping cart, tracing your order history and checking your status order et.al. Conversely, if you do not finalize the order, your e-mail address and other personal data will not be stored, as your user account will be automatically deleted.

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TRADITION AND MODERNITY

While placing an order, other personal data will be needed as well. In order to issue the invoice and to deliver the goods purchased, we will need to process your details relating to your name, invoice address and delivery address.

Moreover, since our online store offers alcoholic beverages for sale, we want to make sure that our clients are at least 18 years of age, so that age data will be collected in order to place orders and to execute the sale agreements in compliance with the legal provisions. Given the harmful effects of alcohol on the physical and mental development of minors, Avincis does not sell alcoholic beverages to minors; in exceptional cases where we become aware that an order has been placed by a user under the age of 18, Avincis will stop processing the order. Users undertake to provide accurate age data. The responsibility for providing untrue data rests exclusively with the legal representatives of the minors. Users under the age of 18 are thus strongly urged not to register on the website or place orders.

## ***(b) Processing personal data for communication purposes***

Your personal data will be processed as well in case you will access our contact section in order to submit questions, suggestions or complaints regarding our products and services. Therefore, if you want to send us a message, it will be necessary to provide us with information about your name, phone number, e-mail address and any other details that you will find useful for our team to know in order to properly handle your request and to allow us to send you an answer (which may involve, depending on your particular request, to provide us with the correct identification/registration number of an order that you placed on our website or identification details of a previous correspondence between you and an Avincis representative). As we want to permanently enhance the quality of our products and services and to be as close to you as we can, we want to ensure that users are correctly identified based on the contact data provided and that the means of communication used meet the confidentiality standards for your personal data.

We assure you that the personal data you provide us by filling in the fields in the contact and complaints section will not be used for promotion and marketing purposes unless you precisely express your prior consent for us to do so.

## ***(c) Processing personal data for marketing and promotion purposes***

If you submit your e-mail address (whether because you request receiving communications and news about our activity, by voluntarily subscribing to our Newsletter, whether because you are our client, your data is in our database as a result of past correspondence or it can be found on public websites), your contact data may be used for sending you our newsletter and informative e-mails, in order to maintain a good consumption experience for you.

We can also use your e-mail address in order to send you communications about the events we organize or which are organized in collaboration with us (e.g. fairs or wine tasting), as well as some

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TRADITION AND MODERNITY

services related to our activity (for example, announcements about our Privacy Policy updates, online service interruptions or changes, technical support policies or other related changes).

## **2. Which are the legal grounds for the processing of your personal data?**

Since we process personal data for different purposes, the specific legal grounds for these purposes also differ, as follows:

### **a) Processing personal data for e-commerce purposes**

When you carry out various operations regarding your user account (creating, modifying or administrating your account), the processing of personal data is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract [Art. 6 (1) b) from GDPR].

Furthermore, the intention to buy products from our online market and the performance of these sale agreements (including validating or cancelling the order, shipment confirmation, updating the status order, submitting messages or alerts regarding the purchased products) also lead to the necessity of processing personal data for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract [Art. 6 (1) b) from GDPR].

Last but not least, since the mandatory content of the invoice is provided by the national fiscal regulations, processing personal data in order to issue the invoice is necessary for compliance with a legal obligation to which Avincis, as controller, is subject [Art. 6 (1) c) from GDPR].

### **b) Processing personal data for communication purpose**

Processing personal data through communication services may be grounded, as the case may be, either on your consent [Art. 6 (1) a) from GDPR], in case you are a visitor of our website [www.avincis.ro](http://www.avincis.ro) who wants to contact us and voluntarily provides these details to us, or on the necessity of processing personal data for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract [Art. 6 (1) b) from GDPR], in case your message refers to an order you want to place, to a previous order you have already placed or in the context of other pre-existing contractual relations between you and Avincis.

### **c) Processing personal data for marketing and promotion purposes**

As for marketing and promotions activities, the legal ground for processing your personal data is your consent [art. 6 par. (1) lit. (a) of GDPR].

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Data processing activities based on the consent of the data subjects may be diverse, depending on the specific activities carried out and the purposes of the processing. The processing of personal data of our clients (natural persons) for promotional purposes (such as the transmission of our Newsletter and the submission of invitations or offers) is done on the basis of free, specific, informed and unambiguous consent, legally obtained from clients.

You may withdraw your consent to the processing of your personal data at any time, without incurring any cost and without affecting the quality of our services. You can unsubscribe at any time, by sending us an email at [avincis.vinuri@avincis.ro](mailto:avincis.vinuri@avincis.ro), with the following subject: “*Unsubscribe*”.

### **3. Why we collect your personal data?**

If you submit your e-mail address (whether because you request receiving communications and news about our activity, by voluntarily subscribing to our Newsletter, whether because you are our client, your data is in our database as a result of past correspondence or it can be found on public websites), your contact data may be used for sending you our newsletter and informative e-mails, in order to maintain a good consumption experience for you.

We can also use your e-mail address in order to send you communications about the events we organize or which are organized in collaboration with us (e.g. fairs or wine tasting), as well as some services related to our activity (for example, announcements about our Privacy Policy updates, online service interruptions or changes, technical support policies or other related changes).

### **4. Which are your rights in terms of data protection?**

Under the provisions of GDPR, you have the following rights:

- a) **The right of access**, meaning to obtain from Avincis Vinuri SRL a confirmation as to whether or not we process your personal data and, as the case may be, the right of access to your personal data and to the following information:
- the purposes of the processing;
  - the categories of personal data concerned;
  - the recipients or the categories of recipients to whom the personal data have been or will be disclosed;
  - if possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
  - the existence of the right to request Avincis Vinuri SRL the rectification or the erasure of your personal data or the restriction of processing of your personal data and the right to object to such processing;
  - the right to lodge a complaint with a supervisory authority;
  - where personal data are not collected from the data subject, the right to receive any available information in regard with the source of the data.

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TRADITION AND MODERNITY

- b) **The right to rectification**, meaning the right to obtain from Avincis Vinuri SRL, without undue delay, the rectification of inaccurate personal data concerning you.
- c) **The right to erasure (“the right to be forgotten”)**, meaning the right to obtain from Avincis Vinuri SRL the erasure of your personal data without undue delay where one of the following grounds applies:
- the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed;
  - you withdraw your consent on which the processing is based according to point (a) of article 6 (1) or article 9 (2) GDPR, where there is no other legal ground for the processing;
  - you object to the processing pursuant to the provisions of article 21 (1) GDPR and there are no overriding legitimate grounds for the processing;
  - you object to the processing pursuant to the provisions of article 21 (2) GDPR;
  - your personal data have been unlawfully processed;
  - your personal data have to be erased for compliance with a legal obligation provided by the EU law or by the Romanian law.
- d) **Right to restriction of processing**, when:
- you contest the accuracy of the data for the period enabling Avincis Vinuri SRL to check the accuracy of the data;
  - the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
  - Avincis Vinuri SRL no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defence of legal claims;
  - you have objected to processing pursuant to article 21(1) GDPR, pending the verification whether the legitimate grounds of the controller override those of the data subject.
- e) **The right to data portability**, meaning the right to receive the personal data concerning you, which you have provided to Avincis Vinuri SRL, in a structured, commonly used and machine-readable format and the right to transmit those data to another controller without hindrance from Avincis Vinuri SRL, where: (a) the processing is based on consent pursuant to point (a) of article 6(1) or point (a) of article 9(2) or on a contract pursuant to point (b) of article 6(1) GDPR and the processing is carried out by automated means.
- f) **The right to object and the right not to be subject to a decision based solely on automated processing**, including profiling, which produces legal effects concerning you or similarly significantly affects you.
- g) In addition, you have **the right to appeal to the courts**.

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## 5. *Which are the technologies we use?*

The site [www.avincis.ro](http://www.avincis.ro) does not server log files (we do not monitor your IP addresses or the activity on your servers) and does not automatically place information on your computer (Avincis Vinuri SRL does not implant Pixel Tags - "pixel tags", "transparent GIFs" or other similar technologies).

We use "cookie" technologies and modules, though, but only for the purpose of saving the language preference on the website [www.avincis.ro](http://www.avincis.ro), so as to assure the optimum functionality of the website. Furthermore, in case you choose to save your authentication details for your next log in, "cookie" technologies and modules will be used as well. If you want to find out more on this topic, please access our "Cookie" Policy.

Your data is stored in our databases in physical and/or electronic format, as the case may be, to which only expressly authorized persons have access; appropriate technical and organizational measures have been taken to ensure data security as well.

## 6. *How we ensure the confidentiality and the security of your personal data?*

Avincis Vinuri SRL has implemented appropriate technical and organisational measures in order to ensure the privacy and the security of your personal data. That is why, we store your personal information in safe operating environments which are not available to the public and are accessible only to the employees or the authorized contractors of Avincis Vinuri SRL. They have been previously properly informed and trained in order to ensure an adequate level of protection for your data, while respecting the privacy and the data security requirements as provided by the law.

## 7. *The transfer of personal data*

Avincis Vinuri SRL shall never disclose your personal information to a company or to a third-party organization that intends to use it for direct marketing purposes, unless you have given your prior express consent to this effect.

For strictly technical reasons, your data may be disclosed to external IT & C collaborators (for example, a software solution provider for hosting the website [www.avincis.ro](http://www.avincis.ro) or for submitting a newsletter from Avincis Vinuri SRL). In these cases, we will ensure that those partners respect the security and the confidentiality of your information.

In order for the parcels to be delivered to you, we will need to disclose your personal data (name, delivery address, phone number) to our courier service partners. We make sure that our partners respect the confidentiality of your personal data as well, according to the contractual terms and the applicable legal provisions.

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As for the online payment, please note that your personal data will be processed by a third-party payment processor, without Avincis having access to this information.

Moreover, we may disclose your personal information if required by the law, or if, in our opinion, based on good faith, such action is reasonably necessary to comply with legal proceedings, to respond to any requests and legal claims or to protect the safety or the rights of our customers and employees.

Avincis Vinuri SRL does not transfer the personal data of the individuals concerned outside of the European Economic Area.

## How to contact us:

If you need additional information in regard with the way we process your personal data and how we manage the privacy of your data, please contact us at [avincis.vinuri@avincis.ro](mailto:avincis.vinuri@avincis.ro), as well as at the phone numbers +40 751 199 415, +40 215 270 920, or by sending us a written request to the following address: 15 Grigore Romniceanu, 050574, 5<sup>th</sup> District, Bucharest, Romania.

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