

The following English version of the Privacy Notice is provided solely to aid in understanding. In the event of any conflicts arising about wording, the German original version shall be exclusively binding for all parties involved.

Privacy Notice from SCC EVENTS GmbH for supporters of JOYBOX participants

With this information, SCC EVENTS GmbH (hereinafter also referred to as "SCC EVENTS" or "we") informs the users of the JOYBOX for the BMW BERLIN MARATHON 2024 about the processing of their personal data and the rights to which they are entitled under data protection laws.

This document exclusively describes the aforementioned data processing activities.

In connection with participation in our events or the use of our services, additional personal data may be processed in accordance with the respective purpose. Further information can be found in the data protection notices of the respective event or service, available at <https://www.scc-events.com/informationspflicht>.

1.) Responsible for data processing and data protection officer

SCC EVENTS GmbH
Olympiapark Berlin, Hanns-Braun-Strasse / Adlerplatz, 14053 Berlin
Managing directors: Christian Jost, Jürgen Lock
E-Mail: runforjoy@scc-events.com
Phone: 030 / 30 12 88 – 10
Fax: 030 / 30 12 88 – 40

The data protection officer can be contacted by post at the above address with the addition of "data protection" or by e-mail: datenschutz@scc-events.com.

2.) Purposes and legal basis of data processing

From September 11th, 2024 to October 6th, 2024, participants in the BMW BERLIN-MARATHON 2024 sporting event will have the opportunity to create and use a personal digital mailbox via the website <https://rfj-joybox.com/> into which family and friends can upload motivational greetings in the form of videos, images or voice messages. The retrieval of the uploaded content for the participants is possible starting on September 26th, 2024.

Supporters who have received an invitation link from a participant of the BMW BERLIN-MARATHON 2024 can access this JOYBOX via their browser using the link and upload greeting messages to the JOYBOX after entering a name. The processing of the associated personal data is based on the terms and conditions of participation, available at: <https://rfj-joybox.com/joybox-tnb>.

We process the personal data of the users of the JOYBOX for the BMW BERLIN MARATHON 2024 in compliance with the applicable data protection regulations from the EU General Data Protection Regulation (GDPR) and the Federal Data Protection Act (BDSG), as well as other relevant legal bases, which may arise, for example, from the respective contractual relationship.

The processing of personal data is based on the following legal grounds:

- A) Article 6 Para. 1 lit. b GDPR for the performance of the contract in accordance with the terms and conditions of participation: The name is required for each greeting message. This is displayed to the participants when the greeting messages are retrieved. The extent of the upload is determined by the supporters and is done by clicking on the button "Send to "XY" JOYBOX". Uploaded greetings are stored in the respective JOYBOX and made available to authorised participants for retrieval.
- B) Article 6 Para. 1 lit. f GDPR: Based on a balancing of interests, personal data is also processed in connection with the provision and use of the JOYBOX for the assertion of legal claims, defense in legal disputes, ensuring

IT and telecommunications security, and for the review and/or deletion of reported unlawful content or misuse.

- C) Article 6 Para. 1 lit. c GDPR: Personal data is also processed to fulfill legal obligations, such as commercial and tax retention obligations, corporate, contractual, data protection, and civil law obligations, or regulatory and governmental requirements, including the fulfillment of proof and accountability obligations, while considering and complying with legal regulations.

3.) Recipients or categories of recipients of personal data

The uploaded JOYBOX content will be available for the respective JOYBOX user personally from September 26th, 2024. The JOYBOX users are the recipients of the data. SCC EVENTS provides the JOYBOX content to the participants of the BMW BERLIN MARATHON 2024 based on their individual registration and log-in data.

For the organization and execution of the tasks associated with the use of the JOYBOX, only the employees/departments within SCC EVENTS who require access to the personal data to fulfill the respective purpose will have access. To fulfill our contractual services and legal obligations, personal data may be processed by external service providers or, if necessary, by authorities, when required to achieve the aforementioned purposes and permitted by law. In doing so, we always comply with data protection regulations, and processing by service providers we engage is only carried out after contracts with appropriate confidentiality clauses have been concluded.

<u>Recipient</u>	<u>Purpose of disclosure</u>
IT- and TK-Service Provider	maintenance, care, and upkeep of IT and TK systems (hardware and software)
Marketing Agency	Administration of the website and the Server-Platform for the JOYBOX
Website host	Hosting of the web pages and the personalized links to the JOYBOX
Law firms and courts	Enforcement of claims, defence in legal disputes, legal counsel
Data destruction service provider	Disposal of files and data carriers
Data Protection Officer	Fulfillment of audit and control duties, support with data protection-related issues

It cannot be entirely ruled out that personal data may be transferred to other countries outside the European Economic Area (EEA) (so-called third countries). Further information on the transfer of data to third countries can be found in Chapter 6 of this document.

4.) Duration of data storage

The messages received in the JOYBOX will not be deleted as long as the JOYBOX is in use.

All content in the JOYBOX, including the personal data of the participants, will be irretrievably deleted no later than 7 days after the closure of the JOYBOX. We will delete the JOYBOX or its contents (in whole or in part) before this date if we receive a corresponding request from the JOYBOX users.

Data that ensures the security of processing and the prevention of security incidents (log data of IT and telecommunications systems) will be completely deleted after a period of 3 months. Further information can be found in the privacy policies of the respective website. The privacy policy for the JOYBOX-website is available at <https://rfj-joybox.com/privacy-policy>.

The storage of personal data for the assertion, exercise, or defense of legal claims is possible and may extend the retention period.

Data protection inquiries: Requests we respond to regarding access, correction, deletion, or restriction of processing, as well as other inquiries from data subjects or supervisory authorities on data protection matters, will be archived for accountability purposes for 3 years after the action is completed.

5.) Data protection rights for data subjects

All data subjects have the right to information under Article 15 of the GDPR, the right to rectification of their data under Article 16 of the GDPR, the right to erasure under Article 17 of the GDPR, the right to restriction of processing of their data under Article 18 of the GDPR and the right to data transfer under Article 20 of the GDPR.

Right to object:

In accordance with Article 21 of the GDPR, data subjects also have the right to object at any time to the processing of personal data concerning them.

A) Individual right of objection (Article 21 Para. 1 GDPR)

Data subjects have the right to object at any time, for reasons arising from their particular situation, to the processing of their personal data that is based on Article 6(1)(f) GDPR (data processing on the basis of a balance of interests). If data subjects object, we will no longer process their personal data unless we can demonstrate compelling legitimate grounds for the processing that outweigh the interests, rights, and freedoms of the data subjects, or the processing serves the assertion, exercise, or defense of legal claims.

B) Right to object to processing of data for direct marketing (Article 21 Para. 2 GDPR)

If we process personal data for direct marketing purposes (e.g., by post or email), data subjects have the right to object at any time to the processing of their personal data for such advertising purposes. The processing of personal data for this purpose is not intended by SCC EVENTS in the context of providing the JOYBOX.

Data subjects can submit their requests to exercise their rights informally, including their full name, by post or email to us.: SCC EVENTS GmbH, Olympiapark Berlin, Hanns-Braun-Strasse / Adlerplatz, 14053 Berlin or runforjoy@scc-events.com.

Right of appeal:

If data subjects suspect that their data is being unlawfully processed by SCC EVENTS, they can of course seek a judicial resolution of the issue at any time. Additionally, all other legal options are available to them. Regardless, under Article 77(1) GDPR, data subjects have the right to contact a supervisory authority. The right to lodge a complaint under Article 77 GDPR is available in the EU member state of their residence, place of work, and/or the location of the alleged infringement, meaning they can choose the supervisory authority from the aforementioned locations. The supervisory authority to which the complaint was submitted will then inform them of the status and outcome of the complaint, including the possibility of a judicial remedy under Article 78 GDPR.

The data protection supervisory authority responsible for SCC EVENTS is:

Berliner Beauftragte für Datenschutz und Informationsfreiheit, Webseite: <https://www.datenschutz-berlin.de/>
Tel.: +49 (0)30 13889-0; Fax: +49 (0)30 2155050; E-Mail: mailbox@datenschutz-berlin.de.

6.) Transfer of data to a third country or an international organisation

We partially transfer the personal data of JOYBOX users to third countries or international organizations. A list of these services and service providers, which may be used during the registration and use of the JOYBOX, is described in this chapter.

Third countries are those outside the EEA where the GDPR does not directly apply. The level of data protection is not comparable to that in the EU. To compensate for the existing data protection shortfall in the absence of an adequacy decision, we have agreed on additional appropriate safeguards with the affected service providers in the third country or with the international organization, in addition to the standard contractual clauses, to ensure that the data protection standards for these data transfers comply with the legal data protection regulations of the EU and that an adequate level of protection is ensured when processing personal data.

Name and address of the company	Role of the company, activities/purpose of the transfer	Legal basis for the transfer of data
Amazon Web Services EMEA SARL, Avenue John F. Kennedy 38 1855 Luxembourg, Luxemburg / headquarter: Amazon Web Services, Inc. 410 Terry Avenue North Seattle WA 98109, USA	processor of the IT-Service Provider, hosting and backup of the database and the uploaded content	International organisation, standard data protection clauses Controller- to-processor https://d1.awsstatic.com/Controller to Processor SCCs.pdf

7.) Voluntariness and obligation to provide personal data

The use of the JOYBOX is basically voluntary. If supporters wish to use the JOYBOX, they have to sign in with a name, based on the terms and conditions of participation. Failure to provide the data will result in the inability to use the JOYBOX.

Uploading files is generally voluntary, but in the case of use, it must be limited to the file size and formats that are permitted according to the terms and conditions of participation.

8.) Automated decision-making, profiling

An automated decision-making in the sense of Article 22 GDPR does not take place.

"Profiling" is a form of automated processing of personal data evaluating personal aspects relating to a natural person, in particular for the purpose of analysing or forecasting the data subject's performance at work, economic situation, health, personal preferences or interests, reliability or behavior, location or change of location, where this produces legal effects concerning the data subject or similarly significantly affects him or her. The data of JOYBOX users is not processed for profiling purposes by SCC EVENTS GmbH.