

Privacy policy of FitBat / Michael Knochen

This application collects personal data from its users.

Provider and responsible

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Types of data collected

Personal data that this application processes independently or through third parties include: Usage data.

Full details of each type of personal data processed are provided in the designated sections of this Privacy Policy or selectively through explanatory text displayed prior to data collection.

Personal data may be provided voluntarily by the user or, in the case of usage data, may be collected automatically when this application is used.

Unless otherwise specified, the provision of all data requested by this application is mandatory. If the user refuses to provide the data, this may result in the latter being Application cannot provide its services to the User. In cases where this Application expressly states that the provision of personal data is voluntary, Users may choose not to provide such data without any consequences for the availability or functioning of the Service.

Users who are unclear about which personal data is mandatory can contact the provider.

user may choose to keep this data without any consequences for the availability or the Privacy policy generated with functionality of the service does not specify.

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Any use of cookies - or other tracking tools - by this Application or third-party service providers used by this Application is for the purpose of providing the service requested by the User and any other purposes described in this document and, if any, in the Cookie Policy.

Users are responsible for all personal data of third parties obtained, published or disclosed through this Application and confirm that they have obtained consent for the transfer of personal data of any third parties to this Application.

Type and place of data processing

Processing methods

The Provider processes User Data in a proper manner and takes appropriate security measures to prevent unauthorized access and unauthorized forwarding, modification or destruction of data. Data processing is carried out by means of computers or IT-based systems in accordance with organizational procedures and practices specifically aimed at the stated purposes. In addition to the data controller, other persons could also operate this application internally (human resources management, sales, marketing, legal department, system administrators) or externally - and in the case where necessary, designated by the data controller as processors (such as technical service providers, delivery companies, hosting providers, IT companies or communication agencies) - and thus have access to the data. An up-to-date list of these parties can be requested from the provider at any time.

Legal bases of the processing

The Provider may process personal data of Users only if one of the following applies:

- Users have given their consent for one or more specific purposes. Note: In some jurisdictions, the provider may be permitted to process personal data until the user objects to such processing ("opt-out") without relying on consent or any other of the following legal bases. However, this does not apply if the processing of personal data is subject to European data protection law;
- the data collection is necessary for the fulfillment of a contract with the user and/or for pre-contractual measures arising therefrom;
- the processing is necessary for compliance with a legal obligation to which the provider is subject;
- the processing is related to a task carried out in the public interest or in the exercise of official authority vested in the provider;
- the processing is necessary to protect the legitimate interests of the provider or a third party.

In any case, the provider will be happy to provide information about the specific legal basis on which the processing is based, in particular whether the provision of personal data is a legal or contractual obligation or a prerequisite for the conclusion of a contract.

Location

The data will be processed in the Provider's office and in all other places where the entities involved in data processing are located.

Depending on the location of the users, data transfers may involve the transfer of the user's data to a country other than their own. To learn more about the place of processing of the transferred data, users can consult the section with the detailed information on the processing of personal data.

Users also have the right to be informed about the legal basis of the transfer of data to a country outside the European Union or to an international organization governed by international law or established by two or more countries, such as the UN, as well as about the security measures taken by the Provider to protect their data.

If such a transfer occurs, the user can learn more about it by reviewing the relevant sections of this document or by contacting the provider using the information provided in the contact section.

Storage duration

Personal data is processed and stored for as long as required by the purpose for which it was collected.

Therefore applies:

- Personal data collected for the purpose of fulfilling a contract concluded between the provider and the user will be stored until the complete fulfillment of this contract.

- Personal data collected to protect the Provider's legitimate interests will be retained for as long as necessary to fulfill those purposes. Users can obtain more detailed information about the Provider's legitimate interests in the relevant sections of this document or by contacting the Provider.

In addition, the provider is permitted to store personal data for a longer period of time if the user has consented to such processing, as long as the consent is not revoked. Furthermore, the provider may be obliged to store personal data for a longer period of time if this is necessary to fulfill a legal obligation or by order of an authority.

After the retention period has expired, personal data is deleted. Therefore, the right of access, the right of deletion, the right of rectification and the right of data portability cannot be exercised after the expiry of the retention period.

Processing purposes

Personal data about the User is collected in order for the Provider to provide the Service and further to comply with its legal obligations, to respond to enforcement requests, to protect its rights and interests (or those of the Users or third parties), to detect malicious or fraudulent activities. In addition, data is collected for the following purposes: Displaying content from external platforms. Users can find more detailed information on these processing purposes and the personal data used for each purpose in the "Detailed information on personal data processing" section of this document.

Detailed information on the processing of personal data

Personal data is collected for the following purposes using the following services:

- Height and weight of the user for the calculation of the evaluation of the points
- User and password for logging into the app
- Email for resetting the password and contacting the user

The rights of users

Users may exercise certain rights in relation to their data processed by the Provider. In particular, users have the right to do the following:

- **Revoke the consents at any time.** If the user has previously consented to the processing of personal data, he may revoke his own consent at any time.
- **object to the processing of their data.** The user has the right to object to the processing of their data if the processing is based on a legal basis other than consent. Further information on this is provided below.
- **receive information regarding their data.** The user has the right to know whether the data is processed by the provider, to receive information about individual aspects of the processing and to receive a copy of the data.
- **Verification and rectification.** The user has the right to verify the accuracy of his data and request its update or correction.
- **request restriction of the processing of their data.** Users have the right to restrict the processing of their data under certain circumstances. In this case, the provider will not process the data for any purpose other than storage.
- **Request deletion or other removal of the personal data.** Users have the right to request deletion of their data from the provider under certain circumstances.
- **Receive their data and have it transferred to another responsible party.** The user has the right to receive his or her data in a structured, common and machine-readable format and, if technically possible, to have it transferred to another controller without hindrance. This provision applies insofar as the data is processed by automated means and the pro-

cessing is based on the user's consent, on a contract to which the user is party, or on pre-contractual obligations.

- **File a complaint.** Users have the right to file a complaint with the competent supervisory authority.

Details on the right to object to processing

If personal data are processed in the public interest, in the exercise of a sovereign power conferred on the Provider or in order to safeguard the Provider's legitimate interests, the User may object to such processing by providing a justification relating to his/her particular situation.

Users are informed that they may object to the processing of personal data for direct marketing purposes at any time without giving reasons. Users can find out whether the Provider processes personal data for direct marketing purposes in the relevant sections of this document.

How to exercise the rights

All requests to exercise user rights can be directed to the provider via the contact details provided in this document. Requests can be exercised free of charge and will be processed by the Provider as soon as possible, within one month at the latest.

Further information on the collection and processing of data

Legal measures

The User's personal data may be processed by the Provider for the purposes of law enforcement within or in preparation of legal proceedings arising from the improper use of this Application or the related services.

The User declares that he/she is aware that the Provider may be required by the authorities to disclose personal data.

More information about the personal data of the user

In addition to the information set forth in this Privacy Policy, this Application may provide the User, upon request, with additional contextual information relating to specific services or to the collection and processing of personal data.

System logs and maintenance

This application and third party services may collect files that record interaction that takes place through this application (system logs) or use other personal data (e.g. IP address) for this purpose for operational and maintenance purposes.

Information not included in this privacy statement

Further information about the collection or processing of personal data can be requested from the provider at any time via the listed contact details.

How "Do Not Track" requests are handled

This application does not support Do Not Track requests by web browsers. For information on whether integrated third-party services support the no-tracking protocol, users can refer to the privacy policy of the respective service.

Changes to this privacy policy

The provider reserves the right to make changes to this privacy policy at any time by informing users on this page and, if applicable, via this application and/or - as far as technically and legally possible - by sending a message via user contact details available to the provider. Users are therefore advised to visit this page regularly and in particular to check the date of the last modification indicated at the bottom of the page.

Insofar as changes affect a data use based on the consent of the user, the provider will - if necessary - obtain a new consent.