

NOTICE OF THE INTRODUCTION OF THE NEW „INTEROPERABILITY“ FUNCTIONALITY OF ENC UNIT OF THE ENC NEXT SERVICE

The company BINA-ISTRA Jsc, for financing, construction, operation and maintenance of motorways with headquarter in Lupoglav, Zrinščak 57, OIB: 13439120211 (hereafter: BINA) which as the Concessionaire manages the Istrian motorway, respectively motorway with motorway sections Umag – Pula and Kanfanar – Matulji included in total length 141 km (hereafter: Istrian Y), with this letter notify its' users of the contactless electronic toll payment model with deferred debit by Payment Card registered for this service, based on the STOP and GO principle (hereafter: ENC NEXT) that their ENC unit used in accordance with contract with BINA, from the date 17th August 2020 can be used for contactless electronic toll payment with deferred debit by Payment Card registered for that service, based on the STOP and GO principle on motorways and tolled road facilities that are being managed by HRVATSKE AUTOCESTE Ltd for operation, construction and maintenance of motorways with headquarter in Zagreb, Širočina 4, OIB (personal identification number): 57500462912 (hereafter: HAC) which as operator manages motorways A1 Zagreb – Split – Ploče, A3 Bregana – Zagreb – Lipovac, A4 Zagreb – Varaždin – Goričan, A5 Beli Manastir – Osijek – Svilaj, A6 Rijeka – Zagreb, A7 Rupa – Rijeka, A10 state border Bosnia and Herzegovina – Ploče junction (A1), A11 Zagreb – Sisak and D425 Ploče-Karamatići.

In case you do not already have a valid electronic toll collection contract (hereafter: ENC contract) with HAC or you have a valid prepaid ENC contract with insufficient funds to realize toll transaction at HAC, with action of entrance on a motorway and/or on tolled road facility that is being managed by HAC by using ENC unit that you use based on your ENC contract with BINA for ENC NEXT, you will enter into a contract with HAC for using:

- „ETC postpaid“ (hereafter: HAC TN), as regulated by Motorway use and toll collection terms and conditions HAC available at www.hac.hr, which form an integral part of such contract concluded between you as a HAC TN user and HAC.

For using motorway and/or tolled road facilities that are being managed by HAC, your contractual partner and service provider will be HAC. For using Istrian Y, your contractual partner and service provider will be BINA. To avoid any doubt, HAC and BINA are responsible only for the use of those parts of the motorway they manage, as applicable.

For all the questions you may have related to your contract with HAC, please contact HAC on e-mail: info-naplata@hac.hr. Information about Personal data processing and protection policy managed by HAC are available at www.hac.hr.

In case you do not want to use interoperability service on your BINA ENC unit, please notify us on e-mail info@bina-istra.com before the first passage with your BINA ENC unit at HAC motorway sections. If we do not receive your notification, an interoperable ENC service will be activated with the first use of the BINA ENC unit on motorways and tolled road facilities managed by HAC.

In relation to the passages on the Istrian Y, your existing contractual relationship for ENC NEXT continues with the application of BINA General Terms and Conditions for ENC package and Electronic Toll Collection via Payment Cards.

If two or more ENC units issued by BINA and/or HAC are clearly displayed when passing the motorway and road facility managed by BINA, a toll charge will be conducted based on information about ENC unit that tolling system has primarily registered at entry lane.

At the end of the billing period (monthly), BINA, that is, HAC, will issue (separately) an invoice for using their motorways that are road facilities they manage for that period.

Interoperability of ENC unit includes a service within which on BINA Point of Sales or by e-mailing info@bina-istra.com you can get an insight into all transactions realized at HAC motorway.

For all the questions you may have with respect to your contract with BINA, please contact us at info@bina-istra.com. Information about Personal data processing and protection policy managed by BINA are available at www.bina-istra.com.

STATEMENT ON PERSONAL DATA PROCESSING OF USERS OF SERVICES OF THE COMPANY BINA-ISTRA JSC FOR THE PURPOSE OF REALIZATION OF ADDITIONAL INTEROPERABLE FUNCTIONALITY OF ENC UNIT

The company BINA-ISTRA Jsc, Lupoglav, Zrinščak 57, OIB: 13439120211 (hereafter: **The Company** or **We**), as one of the controllers, processes personal data of users of the contactless electronic toll payment model with deferred debit by Payment Card registered on the Istrian motorway, based on the STOP and GO principle (hereafter: **You**) and on a contract agreement with You will some personal data the Company processes, precisely the number and status of ENC unit and credit card validity and status deliver to HRVATSKE AUTOCESTE Ltd for operation, construction and maintenance of motorways with headquarter in Zagreb, Širolina 4, OIB: 57500462912 (hereafter: HAC), which data will be made available through the interoperable application BINA-HAC, for the purpose of realization of additional interoperable functionality of ENC unit which unit you use based on your contract agreement with The Company, all on the basis of a legal obligation for establishing interoperability, and, therefore, the processing in question is necessary in order to comply with the legal obligations of the controller. Transfer of said data to HAC is a necessary condition to establish interoperability of your ENC unit, that is, for concluding a corresponding contract with HAC. However, you are not obliged to enter into a contractual relationship with HAC.

After transferring your ENC unit numbers, you can use your ENC unit on HAC motorway sections as well, but only if you establish a contractual relationship with them, where the contractual relationship with HAC is established with the action of the entrance on motorway managed by HAC. In case you decide to use your ENC unit on motorway sections managed by HAC, an additional set of your personal data will be exchanged through interoperable application, which data are necessary for an invoice – transaction data, name and surname, address, OIB, credit card data, and encrypted credit card number. 351 / 5.000 If, as an ENC user who has contracted this service with us, you will travel on the sections managed by HAC according to the stated principle, then HAC will make information about the transaction (time of entry and exit, amount of the transaction) available to us through the specified interoperable application, and vice versa. In addition to the above, we process the above data, i.e. transfer it to HAC.

Furthermore, with the aim of ensuring the quality of the provided "postpaid" electronic toll collection service while improving the user experience, simpler, easier and faster handling of complaints and inquiries, information about the use of the service is available to users through a single interface, i.e. a communication channel based on the principle of "one device - one view" transaction", which represents the legitimate interest of the controller, and therefore the following data are exchanged with HAC, namely output data (concessionaire, toll network - section, toll station, date and time, transaction number), input data (concessionaire, toll network - section, toll station, date and time), vehicle group, toll amount, ENC device publisher, payment method related to ENC device and its expiration date, vehicle registration number, section, time and cost.

Information about Personal data processing and protection policy managed by HAC are available at www.hac.hr.

Contact information of our Data Protection Officer are: e-mail dpo@bina-istra.com, post address: Bina-Istra upravljanje i održavanje d.o.o., Zrinščak 57, Lupoglav. The described process of your personal data is also performed on our behalf by our processors, that is, our business partners, who perform IT support activities on our behalf. We will not transfer your personal data outside the European Economic Area. We keep your personal data for up to one year after the expiration of the statute of limitations required to set, exercise or defend against potential legal claims related to the contractual relationship between You and The Company and/or its' business partners. Data required for invoicing which constitute accounting document are stored for 11 years with accordance to tax and accounting regulations. Upon expiration of the storage period, We shall delete your personal data.

Your rights
1. The right to information You have the right to receive clear, transparent, and easily understandable information how We use your personal data, and what are your rights in accordance with processing your personal data.
2. The right to access You have the right to access and receive a written report about your personal data collected by the Company (subject to certain restrictions). Exceptionally we can charge a reasonable administrative fee for providing such access, but only if it is allowed by the law.
3. The right to correction and deletion You have the right to correct your personal data whatever they are inaccurate or incomplete. Likewise, you have the right to obtain the deletion of personal data relating to you if the conditions stipulated by the regulations are met, and especially if the same data are no longer necessary in relation to the purposes for which they were collected.
4. The right to objection, restriction processing and right to erasure (right to forget) You have the right to object to the processing of your personal data. In addition, you may request that we restrict the processing of your personal data. If your request is justified, we will store your personal data but will restrict their use. In certain cases, you have the right to delete your personal data. We can delete your personal data if we do not have a legitimate legal basis for the retention and/or further processing of your personal data.
5. The right to appeal to the supervisory authority and the right to an effective remedy against the decision of the supervisory authority Anyone can apply to the Data Protection Agency for a violation: Agencija za zaštitu osobnih podataka Selska cesta 136, 10 000 Zagreb Web: www.azop.hr
6. Processing of your personal data in order to exercise your above rights If you contact us in order to exercise your rights, in such case we process your personal data (e.g. name, surname, e-mail) in order to comply with our legal obligation to enable the exercise of your rights. This Privacy Statement fully applies in all respects to this processing of your personal data. You can exercise your above-mentioned rights from 1 to 4 by contacting our data protection officer at the email address dpo@bina-istra.com or by mail at our address indicated above

This Privacy Statement applies and is binding from 17th August 2020 and is published and available at www.bina-istra.com. This Privacy Statement may be amended and/or supplemented from time to time and will be applicable and binding with any such subsequent amendments. This Privacy Statement is last updated on 7th November 2022.

