

# GENERAL TERMS AND CONDITIONS

*Updated as of 25.05.2018*

*These Terms and Conditions for the use of our websites was updated according to the new European Union regulations which became applicable on 25.05.2018*

We recommend that you read this document carefully before starting to use this website or the services it provides.

## 1. General Conditions

i. IF YOU CONTINUE TO USE THIS WEBSITE OR ITS SERVICES, YOU GIVE AN EXPRESS ACKNOWLEDGMENT OF THE ACCEPTANCE OF ALL THE PROVISIONS IN THIS DOCUMENT. **FABRYO CORPORATION SRL (“FABRYO”)** reserves the right to amend this document at any time and in any way they may deem fit. The relevant amendments will become effective upon their insertion in this document. This is why we invite you to read this document periodically. If, at any time, you no longer wish to accept all the provisions in this document, you are free to stop using this website.

Any use of this website and of its services will be considered an acceptance of the terms and conditions stated herein.

- ii. This website, which may be accessed by the public at **www.fabryo.com**, to be further referred to as “**fabryo.com**“, is a product of **FABRYO**. All the rights to copy, to reproduce and distribute, irrespective of their form, are reserved and belong to Fabryo, according to the applicable Romanian laws.
- iii. (iii) **FABRYO** and **fabryo.com** shall not be held liable for any use, by the users of this website, of the information presented on it. **fabryo.com** and **FABRYO** shall not take responsibility, under any circumstances, for any damage, direct or indirect, for any loss of profit, direct or indirect (including without limitation: damages for lost profit, interruption of a business, other pecuniary damages) incurred as a result of using or having ceased to use the information and the services provided by **fabryo.com**.
- iv. (iv) **FABRYO**, as a publisher of the **www.fabryo.com** website, shall not restrict the freedom of opinion of its users, but hereby undertakes to also make known the official position - publicly – of the people referenced in the comments. **FABRYO** shall not, under any circumstances, provide those who request with the personal data of the users of its website – actual names, contact addresses or telephone numbers.
- v. (v) **FABRYO** and **fabryo.com** cannot guarantee that the computer systems or the software used for the display or the delivery of the information on/from **fabryo.com** or in any other form are free from any viruses or other code destructive sequences or other destructive features because these systems and software were not made by/under the control of **FABRYO** or **fabryo.com**.

Each user of **fabryo.com** agrees that, upon **FABRYO** request, to hold **fabryo.com** and **FABRYO** harmless with respect to any court or out-of-court actions and to cover the court costs and any other costs as may arise from the breach, by that user, of the provisions of this document.

## 2. Intellectual property

By using this website you acknowledge that **fabryo.com** and all the services and the products offered or sold through **fabryo.com** have been developed, compiled, prepared, checked, selected and arranged by **FABRYO** and by other organizations and persons with the help of methodologies which required a substantial amount of effort, time and money in order to become the intellectual property of **FABRYO** and of other organizations or individuals (as the case may be).

The content and the design of **fabryo.com** along with any other material pertaining to **fabryo.com**, e-mailed or provided in any other way (for instance: guides, articles, design and any other materials) are proprietary to **FABRYO** and its collaborators (where provided expressly) and are protected under the intellectual property laws. Except for the situations expressly stated in this document, the copy, use or reproduction of the **fabryo.com** content and design is forbidden without a prior written consent on the part of **FABRYO**. It is forbidden, under any circumstances, to use the **fabryo.com** or **FABRYO** name or any derivations from the **fabryo.com** or **FABRYO** name without **FABRYO**'s prior written consent.

Any natural person or legal entity may contact **fabryo.com** to send ideas, suggestions or materials of any kind, subject to the legal regulations in force. By sending any information or material to **fabryo.com** or **FABRYO**, you admit that **FABRYO** has a full, permanent and irrevocable right to alter and use said information or materials in any way it will deem useful or necessary, including for the development and sale of new products or services based on this information.

You admit you have no right whatsoever to seek any form of consideration in exchange for this information or these documents. For all this information and these materials, you guarantee explicitly that:

- you hold or control, under the law all the rights that enable you to send said information or documents;
- that this information or these documents are true;
- that the use of this information or these documents does not breach the provisions in this document and do not affect other individuals, either. **FABRYO** and **fabryo.com** shall undertake no legal liability in connection with this information or these materials.

## 3. Use of the “fabryo.com” content

It is forbidden to use **fabryo.com** and the services and products offered or sold through **fabryo.com** in ways or for purposes that contradict any the legal regulations in force or the provisions of this document.

Each user of **fabryo.com** agrees not to use, transfer or distribute any of the information presented through **fabryo.com** in a manner that might be regarded as competitive to **fabryo.com**.

It is forbidden to copy, reproduce, recompile, decompile, distribute, make public, display post, amend, create constituents or complete derived products or services as well as to exploit **fabryo.com** in any way other than by displaying on the screen of a personal computer and by printing or downloading, for personal and non-commercial use, certain documents or information expressly indicated for this purpose, provided all the elements referencing intellectual property, other proprietary rights and the conditions of use of the documents or information are maintained unaltered.

The **fabryo.com** content may be viewed only for the personal use of the website user, which should not have any commercial intent whatsoever. The right to use **fabryo.com**:

- is individual (belongs to the user who accesses **fabryo.com** and is not transferrable to another individual under any circumstances) and non-exclusive.
- enables you to obtain certain materials made by **FABRYO** and **fabryo.com** and made public through **fabryo.com** in print or in other forms established by **FABRYO** and **fabryo.com**. It is forbidden to sell these materials in any way.
- does not allow you to reproduce, to alter or to display and to participate in the transfer, multiplication or sale of materials made by reproducing, altering or displaying in any way, the **fabryo.com**, in full or in part unless **FABRYO** grants a designated beneficiary, in writing and subject to certain conditions expressly stated, an express right in this sense. To request such right, contact **FABRYO** based on the information displayed on the contact page.

## TERMS AND CONDITIONS

### REGARDING THE PROTECTION OF PERSONAL DATA

The protection of your personal data is important to us; therefore, we pay special attention to the protection of the personal data of all the people with whom we carry out commercial operations, such as the privacy of the visitors accessing the FABRYO SRL (“FABRYO”) websites, according to the Regulation EU 2016/679 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 (“GDPR”).

To understand how your personal data will be treated, please read carefully our new [Confidentiality Policy](#). This Policy is the way in which our company understands and observes the principles relating to processing of personal data and your rights regarding the way in which your information are being used within our business processes.

The processing of personal data by FABRYO will always be compliant with the provisions of Regulation EU 2016/679. By this Policy on the protection of personal data processing we wish to inform all our customers, associates and suppliers about the nature of the personal data we are collecting and processing, about the purposes of this processing and about your rights

#### CONTROLLER

The controller is **FABRYO**, with its main office at Olteniței 202B, Popești-Leordeni 077160, Ilfov county.

#### PRINCIPLES RELATING TO PROCESSING OF PERSONAL DATA

By this Policy we undertake to observe the principles relating to processing of personal data (the Principles) provided under Article 5 of the GDPR and we are able to assure you that your personal data are:

- Processed lawfully, fairly and in a transparent manner;
- Collected for specified, explicit and legitimate purposes;
- Adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed;
- Accurate and kept up to date;

- Kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed;
- Processed with the observance of the rights of the subject data, in a manner that ensures appropriate security of the processing so that the personal data may remain integral, confidential and available.

## **PURPOSES OF PERSONAL DATA PROCESSING**

### **Processing of contact data**

**FABRYO** shall use the personal contact information you are providing on this website and the contract addresses you mention thereon with the sole intent of processing your request for commercial purposes.

By providing any personal data in the contact forms on our website you give your implicit consent that your data be processed only for the purpose for which you contacted us, according to the provisions of this data processing protection Policy.

To ensure the best conditions of Security for your personal data **FABRYO** has adopted and is maintaining in effect the entire set of appropriate technical and organizational measures for the processing and storage of your personal data, according to the General Regulation. Your personal data may be transmitted to third party entities with which **FABRYO** works on a regular basis, but only for the due performance of the specific services provided and for our lawful interests relating thereto, unless **FABRYO** is legally required to share such data with other institutions or authorities.

**FABRYO** undertakes not to process the personal data provided in the course of our trade relations for purposes other than the one for which such data was transmitted, unless we have your clear consent to use it for other purposes pertaining to trade activities.

## **AUTOMATIC DATA PROCESSING. COOKIES POLICY**

### **What are cookies?**

The **FABRYO** website is using tracking cookies. Cookies are text files stored in a computer through an Internet Browser. Many websites and servers use cookies. Many cookie modules contain a so-called cookie code. A cookie ID is a unique tracker of the cookie. It is comprised of a string of characters by which the webpages and the internet servers may be attributed to the Internet browser in which the cookie was stored. This enables the visited websites and servers to differentiate individual browser of the data from the data of other Internet browser which contain other cookies. A certain internet browser may be recognized and identified by using a unique cookie code.

## **What are cookies used for?**

By using Cookies, FABRYO is able to provide its users services that are easier to use, which services would not exist without the Cookies setting. With the help of cookies, the information and the offers on our website may be optimized for each user. Cookies allow us to recognize the users of our website. The purpose of this recognition is to make it easier for the visitors to use our website. The visitor of a website that uses cookies modules does not have to enter their access data each time they log on because such data is taken over by our website and the cookie is thus stored in the user's computer system.

## **What cookies do we use?**

The FABRYO websites use two types of Cookies:

**Session cookies** - are temporary files which are stored on the user's terminal until the relevant is completed or until the application (web browser) is closed.

**Permanent cookies** - they are stored on the user's terminal for a certain period within the Cookies parameters or until they are manually erased by the user.

The cookies used by the partners of a web page operator, including without limitation the users of that web page, are subject to the applicable Confidentiality Policy.

## **What type of personal data do cookies access?**

The personal data accessed through Cookies are collected only to facilitate certain functionalities for the user. These data are encrypted in a way that make them impossible to access by unauthorized personnel. A cookie comprises information that links a web browser (the user) to a specific web server (the website). If a browser accesses that web server again, the web server can read the information that was already stored and may act accordingly.

Cookies ensure the visitors of the FABRYO websites a pleasant web surfing experience and support the efforts of many websites of offering comfortable services to their users: e.g.– preferences regarding online confidentiality, options regarding the language displayed on the website, shopping carts, etc.

## **Reject Cookies**

All modern browsers allow you to change the cookies settings. These settings can be found in general under the "options" tab or in the "preferences" menu of your browser.

As visitors of the FABRYO websites, if you do not wish to benefit from the facilities offered by the Cookies, there are several ways in which you may reject them:

- Use the cookies block tools in the settings of any browser
- Use the "I DO NOT ACCEPT" tab on the menu bar in which we mention the existence of the Cookies technology with respect to our webpages

For the cookies settings generated by third parties and for more information on the confidentiality relating to online advertising, IAB Romania is providing the following link: <http://www.youronlinechoices.com/ro/>

## Useful links

If you wish to learn more about the cookies and how they work, we recommend you access the following links:

- [Microsoft Cookies guide](#)
- [All About Cookies](#)

## DATA RETENTION POLICY

**FABRYO** may keep the processed personal contact data for various periods of time as may be assessed as reasonable, according to our trade purposes. Performance of some legal obligations governed by tax and commercial laws may require retaining some of the personal data you have provided.

## DATA SUBJECT RIGHTS

All visitors, customers, suppliers and associates who, as data subjects, have their contact data in our possession have the following rights under **Articles 15 – 22 of GDPR**:

- ✓ Right of access to the processed data;
- ✓ Right to rectification and right to erasure (“right to be forgotten”);
- ✓ Right to restriction of processing;
- ✓ Right to data portability;
- ✓ Right to object;
- ✓ Right to withdraw his or her consent at any time;
- ✓ Right to lodge a complaint with a competent supervisory authority.

If you sent your personal data to FABRYO you may exercise these rights very easily, by sending us a request to Șoseaua Olteniței 202B, Popești-Leordeni 077160, Ilfov county or by e-mail at: ***protectiadatelor@fabryo.com*** and we will use all reasonable and practical efforts to answer your request promptly, insofar as it is compliant with the applicable laws and professional standards.

## INFORMATION ABOUT THE MEASURES FOR ENSURING THE SECURITY OF THE PROCESSING

FABRYO invested in the adoption of technical and organizational measures for the data processing, which were updated according to the GDPR requirements, for the purpose of protecting your personal data against any unauthorized access to, improper use or any unauthorized disclosure, alteration, destruction or accidental loss. All FABRYO employees as well as any third parties acting in FABRYO’s name and on its behalf have committed themselves to confidentiality with respect to your information, according to the provisions of this Policy.

## DISCLAIMER ASSOCIATED WEBSITES

The FABRYO websites may include links to other websites and / or webpages subject to intellectual property that is not proprietary to FABRYO. We shall have no liability whatsoever regarding the content of these websites and, therefore, the FABRYO company shall not be held liable for the content, advertisement, goods, services, software, information or other materials available on or through those websites. FABRYO shall have no liability with respect to the loss of the personal data, with any negative effects on the personal data of its visitors or with other moral and / or pecuniary damage deriving from their access of said websites.

## **UPDATED TERMS AND CONDITIONS**

Our visitors are hereby asked to consider the fact that the content of this Policy may be subject to periodic amendments, as is this website. Therefore, you need to check the Terms and Conditions of use of this website for any updates.