

NON-BANK CLIENT INFORMATION REGISTER INFORMATION MEMORANDUM (FOR CLIENTS OF NON-BANKING CREDITOR ENTITIES)

Dear Clients,

In order to reduce risks and increase the quality of offered products, the non-banking creditor entities (in particular leasing companies, companies providing consumer loans and factoring companies including some banks) participating in the project of the Non-Bank Client Information Register (hereinafter the “NBCIR”) wish to regularly receive data regarding the payment prospects, credibility and payment discipline of their clients.

For purpose hereof: (i) “**client**” means a natural person (whether engaged in business or not) or a legal person with whom the user has entered into a client agreement, an assigned debtor and also a member of the statutory body, sole shareholder or other authorized representative of the legal person, which concludes client agreements with user, supposing that these persons have provided a consent and the user is interested in obtaining a credit report; (ii) “**assigned debtor**” means a natural person (whether engaged in business or not) or a legal person for whom a factored debt has been assigned or shall be assigned by the client to the user under a client agreement.

Provisions related to the client, according to this document, shall apply *mutatis mutandis* to natural persons (whether engaged in business or not) and legal persons, who by personal guarantee secure the clients’ obligations under the client agreement or with whom the user is negotiating on such guarantee.

The aim of this document is to provide you, the clients of the user, with basic information on NBCIR.

The NBCIR and CIBR Databases

First of all, we would like to inform you that the NBCIR and CIBR databases are two independently existing databases (even though they share certain common features described further in this document).

The NBCIR operator shall provide information (data) to its users (i.e. to the creditor entities as the users of the NBCIR); from a certain moment on, provided that all legal requirements are complied with.

Basic Purpose of the NBCIR

The basic purpose of the NBCIR is the mutual information exchange between creditor entities regarding the payment prospects, credibility and payment discipline of their clients.

NBCIR Operator

The operator of NBCIR is CNCB – Czech Non-Banking Credit Bureau, z.s.p.o., Identification No. (IČO): 712 36 384, having its registered office in Prague 4, Nusle, Na Vítězné pláni 1719/4, Postal code 140 00, entered in the

Register of Associations administered by the Municipal Court in Prague, Section L, Entry 58499 (hereinafter “CNCB”).

NBCIR Users

Individual creditor entities that have concluded a NBCIR Data Processing Agreement with CNCB are the users of the NBCIR. Creditor entities are banks in accordance with Act on Banks No. 21/1991 Coll. as amended, that have concluded an Agreement on Participation in the NBCIR Project with CNCB and that participate in the project of Client Information Banking register (hereinafter the “CIBR”). For these banks in NBCIR apply special conditions specified in the article “Bank as NBCIR user”.

As at the issue date of this document, i.e. 1 April 2017, the following companies are the users of the NBCIR:

- AGRO LEASING J.Hradec s.r.o.
- Benefi a.s.
- BOHEMIA ENERGY Finance s.r.o.
- Caterpillar Financial Services ČR, s.r.o.
- COFIDIS s.r.o.
- CONSUMER FINANCE HOLDING ČESKÁ REPUBLIKA, a.s.
- Creamfinance Czech, s.r.o.
- ČSOB Leasing, a.s.
- D.S. Leasing, a.s.
- Erste Leasing, a.s.
- ESSOX s.r.o.
- Factoring České spořitelny, a.s. (Erste Factoring)
- Fair Credit International, SE
- Home Credit a.s.
- IKB Leasing ČR, s.r.o.
- IMPULS-Leasing-AUSTRIA s.r.o.
- Kreditech Česká republika s.r.o.
- LeasePlan Česká republika, s.r.o.
- Mercedes-Benz Financial Services Česká republika, s.r.o.
- MONETA Auto, s.r.o.
- MONETA Leasing, s.r.o.
- PACCAR Financial CZ s.r.o.
- PROFI CREDIT Czech, a.s.
- PRONTO CREDIT s.r.o.
- Provident Financial s.r.o.
- PSA FINANCE ČESKÁ REPUBLIKA, s.r.o.
- P&P Loan s.r.o.
- Raiffeisen – Leasing, s.r.o.
- RCI Financial Services, s.r.o.
- Rerum Finance s.r.o.
- s Autoleasing, a.s.
- SG Equipment Finance Czech Republic s.r.o.
- ŠkoFIN s.r.o.
- TOMMY STACHI s.r.o.
- Toyota Financial Services Czech s.r.o.
- UniCredit Fleet Management, s.r.o.
- UniCredit Leasing CZ, a.s.
- UNILEASING a.s.
- VFS Financial Services Czech Republic s.r.o.

- Zaplo Finance s.r.o.
- Zonky s.r.o.

The up-to-date list of NBCIR users is available on the information links and web pages of individual NBCIR users and the NBCIR operator.

CRIF S.p.A.

Another party participating in the data processing in the NBCIR and CIBR is CRIF S.p.A., established in accordance with the law of the Italian Republic, with its registered office at Via M. Fantin 1-3, 40131 Bologna, Italian Republic (hereinafter referred to as “CRIF”), which is in charge, under applicable contractual documentation, of automated technical processing of client information provided to CBCB by banks and to CNCB by creditor entities. CRIF provides this automated processing to CBCB in the case of CIBR and to CNCB in the case of NBCIR.

We would like to emphasize again in this regard that although CRIF is the party in charge of final technical processing of client information (data) for both CNCB and CBCB, the NBCIR and the CIBR databases are two independently existing database and remain independent even within the framework of the information (data) exchange between banks and creditor entities.

CRIF – Czech Credit Bureau, a.s.

CRIF – Czech Credit Bureau, a.s., Identification No. (IČO): 262 12 242, having its registered office in Na Vítězné pláni 1719/4, Nusle, 140 00 Prague 4, entered in the Commercial Register administered by the Municipal Court in Prague, Section B, Entry 6853 (hereinafter the “CRIF CZ”) provides, under relevant agreements, services to CBCB in the case of CIBR and to CNCB in the case of the NBCIR connected with mutual information exchange regarding the payment prospects, credibility (and payment discipline) of their clients. CRIF CZ does not have access to information (data) on clients of creditor entities or banks.

NBCIR and Its Content

NBCIR is a database containing data on contractual relations between creditor entities and their clients. NBCIR is created on the basis of information (data) that creditor entities provide to CNCB and which separately or as a whole indicate the payment prospects, credibility and payment discipline of clients of creditor entities.

The following personal data on clients are processed in the NBCIR:

- identification data on the client (such as the name, last name, last name given at birth, date of birth, place and country of birth and residential address of the client);
- client’s birth registration number (see the Birth Registration Number chapter below);
- personal data showing whether the client (or the applicant – in the case of a guarantor) and the creditor entities have entered into any contractual relationship or not;

- personal data showing client’s financial obligations that have come, will or may come into existence vis-à-vis the creditor entity in connection with the contractual relationship and on performance of these obligations by the client;
- personal data showing security over the client’s obligations connected with the contractual relationship with the creditor entities;
- personal data showing whether the receivable, which arose from the contractual relationship between the client and the creditor entities, was already assigned and following client’s performance of client’s obligations in relation to the respective assigned receivable; all this only if the creditor entities continues to administer the respective assigned receivable henceforth and with fulfillment of all others contractual terms;
- any other personal data indicating the payment prospects, credibility and payment discipline of the client and made available by the client to the creditor entities or data acquired by the creditor entities in connection with performance or, as the case may be, a failure to fulfill any particular contractual relationship with the creditor entities.

In case of natural person clients, the processing (in particular initial and ongoing entry or updating) of information (data) in the NBCIR is conditional upon provision of consent to data processing.

Dealing with information (data) in the NBCIR (shall be subject to the following rules:

Information (data) shall be entered and subsequently processed in the NBCIR in the extent in which it can serve for assessing the payment prospects, credibility and payment discipline of a client and in which the client provided to the creditor entity it in connection with a contractual relation or which may result from a contractual relation for the period of duration of such relation (see the list of personal data processed in the NBCIR above).

The contents of the NBCIR thus include in particular basic identification data on clients, data on clients’ liabilities, on timeliness of performance thereof, on security over such liabilities, etc. (see the list of personal data to be processed in the NBCIR). In the NBCIR, sensitive personal data on clients (e.g. data regarding health status, etc.), who are natural persons, in the sense of Processing (in particular initial and ongoing entry or updating) of information (data) in the NBCIR shall **not** be processed, according to the applicable provisions of the Act No. 101/2000 Coll., on the protection of personal data and amending some acts, as amended (hereinafter the “**Personal Data Protection Act**”).

Information (data) contained in the NBCIR shall be regularly once in a month updated and maintained for the needs of mutual information exchange between creditor entities throughout the duration of the contractual relation between a creditor entity and its client (including situation when the creditor entity exercises administration of the respective assigned receivable – see above mentioned specification of personal data which are processed in the NBCIR) and for a

period of another four (4) years following the fulfilment of all the financial obligations of the client under the client agreement. If the requested agreement was not concluded with the client, information (data) is kept in the NBCIR for a period of six (6) months from the date of filing a client's (or user's) request for conclusion of the relevant agreement (including an agreement relating to assignment of factored debts of an assigned debtor). Upon expiration of the relevant period of time, such information (data) shall be blocked (which means that it shall be in an inaccessible form and it shall not be possible to process it) and shall no longer be provided in any manner for the purposes of mutual information exchange between creditor entities; following the five-year blocking period the information (data) shall be automatically liquidated.

Information (data) on contractual relations with clients are provided by creditor entities to CNCB, which processes such data in the NBCIR using the system for final automated technical data processing of the Italian company CRIF. In Italy, the information is finally technically processed in an automated manner, which is in compliance with the Personal Data Protection Act, since in Italy the same rules apply to dealing with data (with personal data on clients – natural persons) as in the Czech Republic.

CNCB makes the information (data) processed in this manner available in the form of credit reports to credit entities that use the services of the NBCIR on the basis of their requests, exclusively for the purpose of mutual information exchange between credit reports on the payment prospects, credibility and payment discipline of their clients. CNCB provides or may provide the creditor entities also with the score, which is the synthetic value predicating the information (data) evaluation about the client, included always in relevant credit report, which the creditor entities use for evaluation of payment prospects, credibility and payment discipline of their clients; the score is provided within the scope of credit reports.

In accordance with the relevant provisions of the Personal Data Protection Act, personal data on natural person clients can be processed for the purposes of mutual information exchange between creditor entities only subject to consent from these natural person clients. Inclusion of personal data in the NBCIR by one of the creditor entities does not automatically mean that such data is freely available to other creditor entities – any other creditor entity wishing to enquire about such data contained in the NBCIR must obtain written consent from the relevant client individually; in the case of personal data on natural person clients a principle of the so-called double consent shall be applied in the NBCIR.

Special notification of processing of information (data) on agreements by which a consumer credit is agreed in the NBCIR database

In compliance with the relevant provisions of Act No. 145/2010, Coll., on Consumer Credit, as amended, we wish to hereby inform you that information (data) on agreements in which a consumer credit is agreed are also processed on a standard basis within the framework of information (data)

processed in the NBCIR database. The same rules and conditions apply to such processing as to the processing of information (data) on other types of contractual (credit-related) relationships in the NBCIR, in particular as concerns:

- the purpose of information (data) processing that enables creditors, prior to execution of an agreement in which a consumer credit is agreed, to mutually exchange information and assess the payment prospects, credibility and payment discipline of the client (consumer), namely the client's (consumer's) ability to repay the consumer credit;
- the extent of information (data) processing; for details see the part of NBCIR – contents;
- the information (data) processing period; for details see the part of NBCIR – contents; it applies that information (data) on all contractual relationships (including agreements in which a consumer credit is agreed) shall be maintained for the needs of mutual information exchange throughout the duration of the relevant contractual relationship and for a period of another four (4) years following termination thereof, regardless of the method of termination of the contractual relationship (i.e. also in the event of rescission of or withdrawal from the agreement);
- making information (data) available to NBCIR users; for details see the part of NBCIR – contents; as concerns the obligation of CNCB to allow creditors from other EU member states to access information (data) contained in the NBCIR under the same conditions as creditors from the Czech Republic, CNCB shall fulfill such obligation by allowing access to the NBCIR database on a non-discriminatory basis to all authorized NBCIR users;
- the provision of information (data) contained in the NBCIR database to clients; for details see the part of NBCIR – Client Centre.

Birth Registration Numbers

The structure of the NBCIR database requires that register also process information on birth registration numbers of natural persons who are clients of users of the NBCIR. The applicable legal regulation stipulates that your birth registration number can be used while in the NBCIR only subject to your prior written consent; we would like to inform you in this connection that you have no duty under Personal Data Protection Act to grant such consent for the NBCIR.

Together with further information, your birth registration number constitutes a unique set of data which reliably identifies you in NBCIR database and which will effectively prevent any confusion for another individual listed in NBCIR database. Therefore, you are required to provide your birth registration number in order your data is entered into NBCIR database, which is why your consent to use of your birth registration number constitutes a part of the consent to personal data processing.

Dealing with your birth registration number in the NBCIR, including the purpose, time, manner of the processing and security thereof, is fully subject to the other parts of this

document and to the consent to personal data processing.

Information Processing and Exchange between Creditor Entities

Information (data) on contractual relations with clients is provided by creditor entities to CNCB in the case of the NBCIR; CNCB further processes such data in the NBCIR using the system for final automated technical data processing of the Italian company CRIF. In Italy, the information is finally technically processed in an automated manner, which is in compliance with the Personal Data Protection Act, since in Italy the same rules apply to dealing with data (with personal data on clients – natural persons) as in the Czech Republic.

CNCB makes the information (data) processed in this manner in the NBCIR database available to creditor entities. The information is made available exclusively for the predetermined purpose, i.e. mutual information exchange between the relevant users (i.e. creditor entities) on the payment prospects, credibility or, as the case may be, payment discipline of their clients.

The information (data) exchange between creditor entities are available in the form of credit reports (including a possible score) upon request by users (i.e. creditor entities) under the relevant agreements concluded between CNCB (as the NBCIR operator) and creditor entities.

An essential particular for the information (data) exchange between the creditor entities outlined above is the existence of consent from clients who are natural persons. We would like to emphasize the following in this connection:

- Inclusion of personal data in the NBCIR by one of the creditor entities (in accordance with applicable rules of the NBCIR) does not automatically mean that such data is freely available to other creditor entities.
- In order any creditor receives any data from the NBCIR database, it needs your written consent to be able to ask for such data contained in the NBCIR.

NBCIR Client Center

We wish to inform you that the activities and services of the NBCIR Client Center are provided to clients of creditor entities without any changes and clients of creditor entities can continue in contacting the NBCIR Client Center.

The NBCIR Client Center provides in particular the following services:

- it informs clients on data that is processed in the NBCIR (in the case of natural person clients it does so in accordance with the requirements of the Personal Data Protection Act);
- it serves as a point for filing clients' requests for information on what data is processed on clients in the NBCIR; information is provided for a consideration not exceeding the costs of provision thereof;

- it serves as a point for filing potential complaints or comments from clients in connection with inaccurate data processed in the NBCIR.

Technical and Organizational Warranties to Safeguard Information (Data) in the NBCIR

As far as concerns operation of the NBCIR, we would like to inform you that all entities involved have adopted due measures to prevent unauthorized or accidental access to information (data) in the NBCIR, changes thereto, destruction or loss thereof, unauthorized transfer or processing thereof or any other misuse of information contained in the NBCIR.

Such measures include in particular the following:

- regular change of individual access codes and access names to the NBCIR;
- transfer of information through private lines, rendering unauthorized access to information impossible;
- data encryption in the event of transfer of information.

Special Protection of Rights of Clients - Natural Persons

We would like to inform you that regardless of the moment of commencement of the mutual information (data) exchange between creditor entities and banks, special protection of clients – natural persons remains intact to the full extent as required by the Personal Data Protection Act and NBCIR rules.

On the basis of the obligations set forth in the Personal Data Protection Act, we wish to inform you hereby of your rights resulting from the provisions of Section 21 of the Personal Data Protection Act. If you discover or believe that any creditor entity, CNCB or other entities which participate in data processing in the NBCIR (i.e. the relevant data controllers or data processors) carry out processing of your personal data which is in conflict with the protection of your private life or in conflict with the Personal Data Protection Act, in particular if your personal data is inaccurate, you can:

- a) ask the relevant data controller or data processor for an explanation;
- b) request that the relevant data controller or data processor rectify the defective situation; in particular you can request repair or supplementation of your personal data; if necessary, a temporary blocking or liquidation of such data will be performed on the basis of your request.

If your request is found rightful, the relevant entities are obliged to immediately rectify the defective situation. If the relevant data controller or data processor fails to accommodate your request or if, in your opinion, processing of your personal data is not entirely in compliance with the Personal Data Protection Act, you are entitled to contact the Office for Personal Data Protection.

Bank as NBCIR user

If the user of NBCIR is bank, then only within the scope of passive participation, which means providing of information

(data) separately or as a whole showing the payment prospects, credibility and payment discipline of their clients, for the fulfillment of the basic purpose of the NBCIR, which

is providing information regarding the payment prospects, credibility and payment discipline) of their clients.

NBCIR Client Center

CNCB – Czech Non-Banking Credit Bureau, z.s.p.o.

NBCIR Client Center

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The Czech Republic

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E-mail: klient@cncb.cz

Internet: www.cncb.cz

Business hours of the NBCIR Client Center:

Monday: 8:00 – 18:00

Tuesday: 9:00 – 17:00

Wednesday: 8:00 – 18:00

Thursday: 9:00 – 17:00

Friday: 9:00 – 17:00

Before contacting us by phone, e-mail or mail, please look at our website: www.cncb.cz, where you may find a reply to your enquiry.