

Privacy Policy CrossFit A4 Affoltern am Albis

Version dated January 31. 2024

With this privacy policy, we, CrossFit A4 Affoltern am Albis GmbH, Lindenmoosstrasse 6, 8910 Affoltern am Albis, registered in the commercial register of the Canton of Zurich under the company number CHE-256.365.704, hereinafter: we or us, explain how we collect and process personal data. This privacy policy is not necessarily a comprehensive description of our data processing. It is possible that other privacy policies may apply to specific circumstances. The term "personal data" in this privacy policy refers to all information that could identify a person or be reasonably used to identify a person. If you provide us with personal data of other individuals (such as users, employers, potential customers, colleagues), please ensure that the respective individuals are informed about this privacy policy and provide us with their data only if you are authorized to do so, and such personal data is correct. This privacy policy complies with the applicable data protection laws and regulations.

1. Data Responsibility

CrossFit A4 Affoltern am Albis GmbH, Lindenmoosstrasse 6, 8910 Affoltern am Albis, is responsible for the data processing described here. If you have any concerns on this matter, you can communicate them to us via email at the following mailbox: info@crossfita4.ch.

2. Collection and Processing of Personal Data

We process personal data that we receive in the context of our business relationship with our members (customers) and other business partners, as well as from other individuals involved. We also collect data when operating our website and other applications used by their users. To the extent permitted, we may obtain certain data from publicly accessible sources (e.g., debt registers, land registers, commercial registers, press, internet) or receive such data from other companies, authorities, and third parties. In addition to the data you directly provide to us, the categories of personal data we receive from third parties about you include information from public records, information obtained in connection with administrative and judicial proceedings, information related to your professional functions and activities, information about you in correspondence and meetings with third parties, credit reports (if we conduct personal transactions with you), information about you provided by individuals in your environment (family, advisors, legal representatives, etc.) so that we can conclude or process contracts with you or involving you (e.g., references, your address, powers of attorney, information to comply with legal requirements such as money laundering prevention and export restrictions, information from banks, insurance companies, distribution and other contract partners of ours for the use or provision of services by you (e.g., payments made, purchases made)), information from media and the internet about you (if applicable in the specific case, e.g., in the context of an application, press coverage, marketing/sales, etc.), and data related to the use of the

website (e.g., IP address, MAC address of the smartphone or computer, information about your device and settings, cookies, date and time of the visit).

3. Purpose of Data Processing and Legal Bases

We primarily use the personal data we collect to conclude and process contracts with our customers and business partners, especially in the operation of a fitness center and the provision of fitness services in the CrossFit and functional fitness sector, as well as services from outsourcing partners and other service providers. We also process personal data about you and other individuals, to the extent permitted and deemed appropriate, for the following purposes, where we (and sometimes third parties) have a legitimate interest corresponding to the purpose:

- Offering and further development of our offers, services, and website and other platforms on which we are present;
- Communication with third parties and processing of their inquiries (e.g., applications, media inquiries);
- Examination and optimization of procedures for needs analysis for direct customer contact and collection of personal data from publicly accessible sources for customer acquisition;
- Advertising and marketing (including event organization), as far as we are entitled to do so and you have not objected to the use of your data (if we send you advertising as an existing customer, you can object to it at any time, and we will then put you on a block list against further advertising mailings);
- Asserting legal claims and defense in connection with legal disputes and official proceedings;
- Prevention and clarification of crimes and other misconduct (e.g., conducting internal investigations, data analysis for fraud prevention);
- Ensuring the operation of our business, especially IT, our website, and other platforms;
- Purchase and sale of business areas, companies, or parts of companies and other corporate transactions, and related transfer of personal data, as well as measures for business control and compliance with legal and regulatory obligations and internal regulations.

If you have given us consent to process your personal data for specific purposes (e.g., conducting a background check), we will process your personal data within the scope and based on this consent, provided we have no other legal basis and require one. Granted consent can be revoked at any time, but this does not affect data processing that has already taken place.

4. Temporary Cookies / No Tracking and Technologies related to the Use of our Website

When accessing our website, the following data is stored in log files: IP address (i.e., the unique address that identifies your computer on the Internet), date, time, browser request, and general information about the operating system or browser. According to the Federal Act on the Surveillance of Postal and Telecommunications Traffic (BÜPF), there is a legal obligation to retain connection data for the last six months. This data is used exclusively for statistical purposes and error tracking.

5. Data Disclosure and Data Transmission within and outside the Country

In the course of our business activities and the purposes mentioned in Section 3, we may disclose data to third parties, either because they process it for us or because they want to use it for their own purposes. This concerns, in particular, the following parties:

- Service providers such as banks, insurance companies, including order processors (e.g., IT providers in the context of outsourcing);
- Domestic and foreign authorities, offices, or courts on official or judicial order;
- Other parties in possible or actual legal proceedings on official or judicial order;

These recipients are primarily located within the country (Switzerland) and in the European Union/the EEA. For the purpose of processing fitness services (e.g., app course registrations), we may also transfer your data to the USA.

6. Duration of Storage of Personal Data

We process and store your personal data for as long as necessary to fulfill our contractual and legal obligations or other purposes pursued with the processing, i.e., for the duration of the entire business relationship (from initiation, processing to termination of a contract) and beyond in accordance with legal retention and documentation obligations. It is possible that personal data may be retained for the time during which claims can be asserted against our company and to the extent we are otherwise legally obligated or have legitimate business interests (e.g., for evidence and documentation purposes). Once your personal data is no longer required for the aforementioned purposes, it will generally be deleted or anonymized to the extent possible. For operational data (e.g., system logs), shorter retention periods of twelve months or less apply.

7. Data Security

We take appropriate technical and organizational security measures to protect your personal data from unauthorized access and misuse.

8. Obligation to Provide Personal Data

In the course of our business relationship, you must provide the personal data necessary for the initiation and performance of a business relationship and the fulfillment of associated contractual obligations (you generally do not have a legal obligation to provide us with data). Without this data, we will generally not be able to conclude or process a contract with you (or the entity or person you represent). The website also cannot be used if certain information to ensure data traffic (such as IP address) is not disclosed.

9. Rights of the Data Subject

You have, within the scope of the applicable data protection law and, where provided for, the right to information, correction, deletion, the right to restriction of data processing, and otherwise, the right to object to our data processing and other legitimate interests in processing, as well as the right to release certain personal data for transfer to another entity (so-called data portability). Please note,

however, that we reserve the right to enforce the statutory restrictions on our part, such as if we are obligated to retain or process certain data, have an overriding interest (to the extent we may invoke such interest), or need them for asserting claims. If charges apply to you, we will inform you in advance. We have already informed you about the possibility of revoking your consent in section 3. Note that exercising these rights may conflict with contractual agreements and may have consequences such as the premature termination of the contract or cost consequences. We will inform you in advance in such cases, where this is not already contractually regulated.

The exercise of your rights generally requires that you prove your identity unequivocally (e.g., by providing a copy of an identity card where your identity is otherwise unclear or cannot be verified). To exercise your rights, you can contact us at the address given in section 1. Every data subject also has the right to enforce their claims in court or to file a complaint with the competent data protection authority. The competent data protection authority in Switzerland is the Federal Data Protection and Information Commissioner (<http://www.edoeb.admin.ch>).

10. Amendments

We can adapt this privacy policy at any time without notice. The current version published on our homepage applies.