

PRIVACY NOTICE

I. INTRODUCTION OF THE CONTROLLERS

In order to ensure the legality of its internal data processing processes and data subjects' rights, **Cyborgs Development OÜ** and **Obuda University** (hereinafter: “**Data Controllers**”) issue the following data protection notice.

Controller's name:	Cyborgs Development OÜ
Registration number:	17200594
Controller's registered seat:	Lõime 22-5, Tallin 10312, Estonia
Controller's e-mail address:	jelena.oshepkova@gmail.com
Controller's representative:	Jelena Oštšepkova, Ilia Vasilev

(hereinafter: “**Cyborgs**”)

and

Controller's name:	Obuda University
Institute ID:	FI12904
Controller's registered seat:	1034 Budapest, Bécsi út 96/B
Controller's e-mail address:	jog@uni-obuda.hu
Controller's representative:	Prof. Dr. Kovács Levente rector
Data protection officer:	Bovard Kft. (info@bovard.hu)

(hereinafter: “**University**”)

As specified in Act CCIV of 2011 on national higher education (hereinafter: Nftv.), the University is an organization established for pursuing the core businesses of education, scientific research, and artistic activity – hereinafter jointly: higher education tasks –, which processes personal data required for performing this public task in the course of its operations by law. Cyborgs participates in the performance of these higher education tasks on the basis of an agreement with the University, and in particular in the organization and implementation of the University's research activities and related programs.

The Data Controllers process personal data in compliance with applicable law, in particular the following:

- Act CXII of 2011 on informational self-determination and freedom of information (hereinafter: “**Infotv.**”);
- Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (hereinafter: “**Regulation**” or “**GDPR**”).

The Data Controllers keep personal data confidential and employ technical and organizational measures relating to the storage of processing of said data in order to ensure its safety.

Definitions

The conceptual structure of this information coincides with the interpretative definitions specified in Article 4 of the Regulation, supplemented at some points by the interpretative provisions of Infotv. Section 3.

When this information sets out provisions on data or data processing, they should be interpreted as personal data and the processing thereof.

II. INFORMATION ON JOINT DATA CONTROLLERSHIP

The aim of the international EdTech Talents project is to strengthen cooperation between universities and non-university institutions, and to reinforce the EdTech innovation ecosystems of Estonia, Hungary, Austria and Serbia through the implementation of a long-term knowledge transfer process. During this process, project participants support knowledge transfer through targeted mentoring and training, aiming to foster the continuous and more effective flow of innovation, ideas, knowledge, know-how, and relevant services among all participants. The University and Cyborgs are collaborating within the framework of the EdTech Talents project.

Based on an agreement between them, Cyborgs and the University are jointly developing a software application (hereinafter: **"Software"**). The University instructors present the Software to the University's registered students, who also participate in a short training program.

During the presentation of the Software, the completion of the training program, and the provision of feedback on the Software and related tasks, video recordings are made of the relevant instructors and students using Microsoft Teams. During the recording, participants' reactions, facial expressions, and conversations are captured, which are analyzed by the Software. The purpose of this evaluation is research aimed at identifying conflicts between employees and tracking the development of personal soft skills (hereinafter: **"Research"**).

In the course of the Research, Cyborgs and University work together on testing the Software, serving the interests of both parties. The tools and details of the Research have been jointly developed, and both parties have access to the processed data.

The recordings and test data are stored in an individually coded form, so there is no need to associate students' names with the results.

During the joint research activity, personal data is collected and processed. In this context, Cyborgs and the University act as joint data controllers.

The collection of students' data takes place via a registration platform provided by the University. Regarding the registration process, the University acts as an independent data controller.

1. Definition and legal basis of joint data controllership

Joint data controllership is permitted under Article 26 of the Regulation. If two or more data controllers jointly determine the purposes and means of data processing, they qualify as joint controllers.

The joint controllers transparently define, in an agreement between them, their respective responsibilities for compliance with obligations under the Regulation, particularly with regard to exercising the rights of data subjects and providing information to data subjects. **Regardless of**

the terms of the agreement, data subjects may exercise their rights under the Regulation with respect to and against each of the controllers.

During the joint data processing, all controllers comply with the rules on data protection and the processing of personal data.

2. Ensuring the rights of data subjects

The Data Controllers make every effort to provide adequate protection for the personal data of data subjects.

Considering that the data subjects participating in the Research mainly reside in Hungary and are drawn from the University's students and employees, the University is considered the primary point of contact for the data subjects.

The Data Controllers jointly ensure that data subjects can exercise their rights. Data subjects may submit requests to any of the joint controllers and may exercise their rights under the Regulation against any of them. If a data subject's request specifically pertains to data processing performed by one particular controller, that controller shall handle the specific request.

The Data Controllers cooperate with each other in matters related to the exercise of data subjects' rights.

3. Responsibility of the Joint Data Controllers

All controllers involved in the data processing are jointly and severally liable for any damage caused by processing that infringes the Regulation, meaning that the data subject may claim full compensation from any one of them.

III. PURPOSES OF DATA PROCESSING

In connection with the Research, the following data processing activities are carried out:

- Registration for participation in the Research
- Conducting research activities: recording and analyzing video footage for the purposes of the Research
- Sharing photographs taken at the event for communication purposes

In each data processing activity, the Data Controllers participate as follows:

Data Processing Activity	Data Controller(s)
Application for and registration to the event related to the Research	University acting as an independent data controller
Recording footage at the Event and using it for analysis within the Research	University and Cyborgs acting as joint data controllers
Sharing photographs taken at the Event on platforms related to the Research and with sponsors	University and Cyborgs acting as joint data controllers; however, regarding the further use

	of the photographs, the Controllers act as independent data controllers
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1. Application for and management of registration for the event related to the Research

Purpose of data processing

In connection with the research conducted using the Software developed by the Data Controllers and their cooperation, as well as for the purpose of conducting further scientific analyses based on the research, an event related to the use of the Software (hereinafter: "**Event**") will be held on May 16, 2025. The Event is organized by the University, during which the University instructors will present the Software to the University's registered students, who will also complete a short training program. The purpose of this data processing is the organization and management of the Event, in particular the handling of prior registration for the Event.

This data processing falls exclusively within the competence of the University. The registration process is managed entirely by the University. The University solely collects, stores, and processes the data in order to achieve the purposes of the data processing. Cyborgs is not involved in the data processing in any form, does not have access to the data, and does not carry out any processing or transfer of the data.

During the Event, recordings related to the use of the Software and the feedback provided on it will be made, which will serve as the basis for the Research — the data processing related to this is addressed in Section III.2. of this notice.

Personal data processed

The data required for the registration of the data subjects:

- a) Name (for identification purposes),
- b) E-mail address (for identification purposes, communication related to the Event, and for sending instructions related to the Research during the Event),
- c) Neptun code (for identification purposes and verification of eligibility to participate in the Event),
- d) Field of study (for verification of eligibility to participate in the Event).

The legal basis of the data processing

The data processing is necessary for the performance of a public task carried out by the University, which in this case involves conducting scientific research activities and organizing a related professional and scientific event, and is therefore based on Article 6(1)(e) of the Regulation.

Source of personal data

The source of personal data are the data subjects.

Access to the personal data

Personal data shall only be processed by employees of the University whose duty is to process those data. Cyborgs does not have direct or indirect access to the data; it does not possess any

access rights, does not receive any copies, and does not participate in any phase of this data processing. There is no technical connection during the operation that would make the data available to Cyborgs.

The registration form is based on Microsoft Forms, provided by Microsoft Ireland Operations Limited (One Microsoft Place, South County Business Park, Leopardstown, Dublin 18, D18 P521). Microsoft Ireland Operations Limited's privacy policy is available at: <https://www.microsoft.com/hu-hu/servicesagreement>. For the purposes of the data processing described in this notice, Microsoft Ireland Operations Limited qualifies as a data processor.

The data processor may process the personal data of data subjects solely for the purposes determined by the University and as specified in a contractual agreement, strictly following the University's instructions. The data processor has no independent decision-making authority regarding the data processing. The data processor is bound by confidentiality obligations and contractual guarantees concerning the protection of personal data obtained during the performance of its tasks.

Transfer of personal data to a third country or international organization

The University does not transfer any personal data of the data subject to a third country or international organization.

Duration of personal data processing

The University processes the personal data related to registration until the conclusion of the Event. Participants attending the Event and thereby participating in the research will be assigned a unique code. Following the Event, only this code will be retained; the personal data provided during registration will not be preserved.

Automated decision making and profiling

No automated decision making and profiling shall take place during the data processing.

2. Conducting research activities

Purpose of data processing

The purpose of the data processing is to conduct the Research related to the use of the Software developed by the Data Controllers and their cooperation, as well as to carry out further scientific analyses and evaluations based on the Research.

Personal data processed

During the Research and thus during the Event, video recordings (including audio) are made of the participating instructors and students.

The legal basis of the data processing

The data processing is necessary for the performance of a public task carried out by the University, in which Cyborgs is also involved. The public task involves conducting scientific research activities, therefore the legal basis for the processing is Article 6(1)(e) of the Regulation.

Source of personal data

The source of personal data are the data subjects, i.e., the instructors and students participating in the Research.

Access to the personal data

Personal data shall only be processed by employees of the University whose duty is to process those data, as well as by the University students who participate in the Research as part of their studies, and by the instructors participating in the Research.

Cyborgs only receives the video recordings and the unique codes used to identify individual participants. Therefore, they do not use the student data provided during registration, but instead, they use a specific code for the analysis activity, instead of the students' names.

- **Video recording and storage service**

Microsoft Teams is a messaging application, a workspace where participants can work together in real-time, communicate, hold meetings, and share files or applications. Given that the University's storage provider is Microsoft Ireland Operations Limited, the video recordings of students made during the Event are recorded within an online meeting using the Microsoft Teams interface.

The recorded videos are shared and stored by the Data Controllers on the University's storage, to which Cyborgs also has access.

The University's storage and email service provider is, as mentioned above, Microsoft Ireland Operations Limited (One Microsoft Place, South County Business Park, Leopardstown, Dublin 18, D18 P521) – the operator of Microsoft Forms (Microsoft 365). The data processor's privacy policy is available here: <https://www.microsoft.com/hu-hu/servicesagreement>.

Microsoft Ireland Operations Limited qualifies as a data processor in the context of the data processing described in this notice.

- **Video Analysis**

The Data Controllers use OpenAI for analyzing the recorded videos, operated by OpenAI Ireland Limited (1st Floor, The Liffey Trust Centre, 117-126 Sheriff Street Upper, Dublin 1, D01 YC43, Ireland). The data processor's privacy policy is available here: <https://openai.com/hu-HU/policies/row-privacy-policy/>.

OpenAI Ireland Limited qualifies as a data processor in the context of the data processing described in this notice.

The data processors may process the personal data of the data subjects solely for the purposes specified by the Data Controllers, and as specified in the contractual agreement, following the Data Controllers' instructions. The data processors do not have independent decision-making authority

regarding the data processing. The data processors have confidentiality obligations and contractual guarantees concerning the retention of personal data acquired during the performance of their tasks.

Transfer of personal data to a third country or international organization

The Data Controllers do not transfer any personal data of the data subject to a third country or international organization.

Duration of personal data processing

The Data Controllers process the personal data until the completion of the relevant Research, including any potential follow-up period related to the Research. After this period, the data will only be retained in an anonymized form. The Data Controllers will provide case-specific information to the participants regarding the duration of each Research.

Planned Duration of the Research: May 31, 2032.

Automated decision making and profiling

No automated decision-making occurs during the data processing; however, profiling does take place, as the primary purpose of the Research is to develop the Software based on individually assessed profiles. Additionally, the profile data are only assigned to a code, not to the participants' identifying information.

3. Sharing photos taken at the Event

Purpose of data processing

The purpose of data processing is for the Data Controllers to use photos taken at the Event, and thus related to the Research, for communication purposes. Additionally, the Data Controllers will report the results of the Research to the sponsors of the Research in their reports.

These photos will be shared on the following platforms related to the Research:

- Research-related platform: <https://edtechtalents.eu/>
- Reports submitted to the sponsors of the Research, recorded in the EU Sygma and Kormányzati Önerő Alap EPTK system.

Furthermore, the University may publish the recordings on the following platforms as an independent data controller:

1. University's website and social media platforms, specifically:
 - The University website at <http://uni-obuda.hu/>, including its subpages, especially those of KGK and EKI.
 - The University Facebook page: https://www.facebook.com/ObudaiEgyetem/?locale=hu_HU
 - The University Instagram account: <https://www.instagram.com/obudaiegyetem/>

2. The University's own publications, reference materials, and other printed marketing materials (including, but not limited to, flyers, catalogs, posters).

Personal data processed

Photographs taken of the data subjects.

The legal basis of the data processing

The data processing is necessary for the performance of a public task carried out by the University, in which Cyborgs also participates. The public task involves conducting scientific research activities, as well as informing the public about this activity and fulfilling the accountability obligations to the sponsors, therefore the legal basis for the processing is Article 6(1)(e) of the Regulation.

Source of personal data

The source of personal data are the data subjects.

Access to the personal data

Personal data shall only be processed by employees of the University whose duty is to process those data.

Transfer of personal data to a third country or international organization

The Data Controllers do not transfer any personal data of the data subject to a third country or international organization.

Photos taken at the Events will be transferred by the Data Controllers to the sponsors of the Research as independent data controllers, according to the terms of the sponsorship agreement. The photos will be shared via reports, and they will be uploaded to the EU Sygma and Kormányzati Önerő Alap EPTK system.

Duration of personal data processing

The Data Controllers will delete personal data at the explicit request of the data subject or if there is an objection to the data processing.

Automated decision making and profiling

No automated decision making and profiling shall take place during the data processing.

IV. THE RIGHTS OF THE DATA SUBJECT

Right to be informed

The data subject has the right to be informed with regard to the data processing, which right is observed by the Data Controllers by providing this privacy notice.

Right of access by the data subject

The data subjects shall have the right to obtain from the Data Controllers confirmation as to whether or not personal data concerning them are being processed, and, where that is the case, access to the personal data and the following information:

- a) the purposes of the processing;
- b) the categories of personal data concerned;
- c) the recipients or categories of recipient to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organizations;
- d) where possible, the planned period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
- e) the data subject is informed about their right to request from the controller rectification or erasure of personal data or restriction of processing of personal data concerning the data subject or to object to such processing;
- f) the right to lodge a complaint with a supervisory authority;
- g) where the personal data are not collected directly from the data subject, any available information as to their source;
- h) the existence of automated decision-making, including profiling, and, at least in those cases, meaningful information about the logic involved, as well as the significance and the envisaged consequences of such processing for the data subject.

The Data Controller shall provide the data subject with a copy of the personal data processed.

Right to rectification

The data subjects shall have the right to obtain from the Data Controllers without undue delay the rectification of inaccurate personal data concerning them. Taking into account the purposes of the processing, the data subject shall have the right to have incomplete personal data completed, including by means of providing a supplementary statement.

If a request is made to rectify (modify) personal data then the data subject needs to prove the authenticity of the data to be modified. Additionally, the data subject must verify that the person requesting rectification is authorized to do so. This is the only way for the data controller to verify the authenticity of the new data before modifying it.

Please report any changes in your personal data to the Data controllers as soon as possible, facilitating the legality of data processing and the enforcement of your rights.

Right to erasure ('right to be forgotten')

The data subjects shall have the right to obtain from the Data Controllers the erasure of personal data concerning them without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:

- a) the personal data are no longer necessary in relation to the purposes for which they were collected or otherwise processed;

- b) the data subject withdraws consent on which the processing is based, and where there is no other legal ground for the processing;
- c) the data subject objects to the processing and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing of personal data for direct marketing purposes;
- d) the personal data have been unlawfully processed;
- e) the personal data have to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject;
- f) the personal data have been collected in relation to the offer of information society services.

Right to restriction of processing

The data subject shall have the right to obtain from the Data Controllers restriction of processing where one of the following applies:

- a) the accuracy of the personal data is contested by the data subject, for a period enabling the controller to verify the accuracy of the personal data;
- b) the processing is unlawful and the data subject opposes the erasure of the personal data and requests the restriction of their use instead;
- c) the controller no longer needs the personal data for the purposes of the processing, but they are required by the data subject for the establishment, exercise or defense of legal claims;
- d) the data subject has objected to processing pending the verification whether the legitimate grounds of the controller override those of the data subject.

Right to object

If the processing is necessary for the performance of a task carried out in the exercise of official authority vested in the controller (point (e) of Article 6(1) of the GDPR), the data subjects shall have the right to object, on grounds relating to their particular situation, at any time to processing of personal data concerning them, including profiling based on the relevant provisions.

If the Data Controllers process the data subject's personal data for direct marketing purposes (such as sending informational letters), the data subject has the right to object at any time to the processing of their personal data for this purpose, including profiling, if it is related to direct marketing. If the data subject objects to the processing of their personal data for direct marketing purposes, the personal data can no longer be processed for this purpose.

PROCEDURES FOR ENFORCING THE RIGHTS OF DATA SUBJECTS

The above rights can be exercised by data subject by sending an electronic mail to this e-mail address: **jelena.oshepkova@gmail.com** or **jog@uni-obuda.hu**, or regular mail to the seats of the Data Controllers or in person at the seats of the Data controllers. The data subject shall be informed about the measure taken in response to the request within 1 month. If we are unable to fulfil the request, we inform the data subject about the reasons of the rejection and the administrative and judicial redress rights of the data subject.

The rights of the deceased data subject may be enforced within five (5) years by an authorized person who possesses administrative provisions, or a statement towards the Data controllers included in a public document or full probative private document. If multiple such statements exist at the same Data controllers, then the statement made the latest will prevail. If the data subject has

made no such legal statement, then a close relative – as defined in Act V of 2013 on the Civil Code – is still able to enforce certain rights of the deceased within five (5) years of death. These rights are defined in Article 16 (right to rectification) and Article 21 (right to object), as well as – if the data processing was unlawful during the life of the data subject, or the purpose of data processing has ceased with the death of the data subject – Articles 17 (right to erasure) and 18 (right to restriction of processing) of the GDPR. The close relative who exercises their right first will be entitled to enforce rights of the data subject as set forth in this Paragraph.

IV. THE RIGHT TO LODGE A COMPLAINT AND TO AN EFFECTIVE JUDICIAL REMEDY

In order to exercise their right to judicial remedy, the data subjects may seek legal action against the Data Controllers if the data subject considers that the Data Controllers or a data processor acting on behalf of or under the instructions of the Data Controllers is processing the personal data in breach of the provisions of laws on the processing of personal data or of binding legal acts of the European Union. According to Article 79 (2) of the GDPR proceedings against a data controller shall be brought before the courts of the Member State where the data controller has an establishment, i.e., before the Budapest-Capital Regional Court (Hungary). The court shall deal with the case as a matter of priority. Alternatively, such proceedings may be brought before the courts of the Member State where the data subject has habitual residence. Court finder: <https://birosag.hu/birosag-kereso>.

Without prejudice to judicial remedy, according to Article 77 (1) of the GDPR every data subject shall have the right to lodge a complaint with the supervisory authority, in particular in the Member State of data subject's habitual residence, place of work or place of the alleged infringement (i.e. in Hungary), alleging that the processing of personal data by the Data Controllers have resulted in a violation of rights or an imminent threat thereof, or that the Data Controllers are restricting the exercise of rights related to the processing of personal data or is refusing to exercise such rights.

The claim can be filed at the Hungarian supervisory authority at one of the below addresses:

National Authority for Data Protection and Freedom of Information (NAIH)

Mailing address: 1363 Budapest, Pf. 9.

Address: 1055 Budapest, Falk Miksa utca 9-11.

E-mail: ugyfelszolgalat@naih.hu

URL: <http://naih.hu>

Budapest, [...] 2025.