



# Allegro User Agreement

## Table of contents

### I. GENERAL PROVISIONS

- [Article 1. Definitions](#)
- [Article 2. Terms and conditions of participation in Allegro](#)

### II. TRANSACTIONS

- [Article 3. Listings](#)
- [Article 4. Forbidden items](#)
- [Article 5. Commencing a transaction](#)
- [Article 6. Course of transaction](#)
- [Article 7. Contract concluded as part of the listing](#)
- [Article 8. Role of Allegro](#)
- [Article 9. Fees and commissions](#)
- [Article 10. Other obligations of Users](#)
- [Article 11. Feedback system](#)

### III. FINAL PROVISIONS

- [Article 12. Other services](#)
- [Article 13. Privacy and confidentiality](#)
- [Article 14. Amendments to the User Agreement](#)
- [Article 15. Termination of the agreement with Allegro.pl](#)
- [Article 16. Contact details and complaints procedure](#)
- [Article 17. Governing law and disputes](#)
- [Article 18. Appendices](#)
- [Article 19. Validity](#)

- [Article 20. Language versions of the Allegro User Agreement](#)
- [Article 21. Internal complaint-handling system](#)
- [Article 22. Explosives Precursors](#)

(...)

## ARTICLE 22. EXPLOSIVES PRECURSORS

Trade in explosives precursors within the meaning of Regulation (EU) No 2019/1148 of the European Parliament and of the Council of 20 June 2019 on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013 is permitted only upon fulfilling the duties and conditions set out in the Regulation.

Under law, the sellers are required to fulfil all the conditions and duties laid down in the Regulation. This applies in particular to the mandatory verification of the buyers and their rights to purchase the precursors, including verification of their identity, and disclosure duties towards those buyers in respect of precursors sold to them. The duties imposed by law also apply to the reporting of so-called suspicious transactions within the meaning of the said Regulation.

The issues related to the trade in the said precursors are also regulated in a Polish statute (Journal of Laws of 2016, item 669, as amended).

The fulfilment of the conditions concerning precursors trade is a pre-condition for the legal sale of precursors on Allegro that is in line with the General Terms and Conditions.

(...)

## Appendix No. 1.

### Appendix No. 1. Forbidden and restricted items

(...)

## Article 2. Restricted items

It is permitted to offer the following types of Items in a Transaction, provided that they satisfy the terms and conditions referred to below and that the Item description on the Transaction page contains the content indicated below ("Restricted Items"):

(...)

21. Restricted explosives precursors – within the meaning of Regulation (EU) No 2019/1148 of the European Parliament and of the Council of 20 June 2019 on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013. **Condition:** They may only be offered by Users who have registered a Corporate Account and who have listed, in their Offer, each precursor in the Ware that is the subject matter of the Offering and the concentration of each precursor.

22. Regulated explosives precursors – within the meaning of Regulation (EU) No 2019/1148 of the European Parliament and of the Council of 20 June 2019 on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013. **Condition:** They may only be offered by Users who have listed, in their Offer, each precursor in the Ware that is the subject matter of the Offering and the concentration of each precursor.

(...)

## Appendix No. 5

### Appendix No. 5. Privacy Protection Policy

(...)

## Part II. Scope of Personal Data processed by Allegro.pl

The scope of Personal Data processed by Allegro.pl may vary depending on the services or functionalities provided by Allegro.pl that you use. To help you understand which of your Personal Data we collect, below we have provided information about the Personal Data categories that we process, categorising them by processing purposes.

**At Registration** we require you to provide the following Personal Data:

3. e-mail, password and birth date (when you sign up for a Regular Account); or
4. e-mail, login, password, telephone number and company (enterprise) details, including address (when you sign up for a Business Account).

If, for any reason, you do not provide those Personal Data, unfortunately we will be unable to enter into an agreement with you, and consequently you will not be able to use the Allegro.pl services available to registered Users.

**After Registration, in order to fully enjoy your Account**, you are obliged to enter your identification data and inform us of your delivery address (where you will need to provide the street name, building number,



apartment number, city and post code) and the contact details needed to get in touch with you (your e-mail). In order to fully use the Platforms, you are additionally obligated to inform us about your age, so that we can verify your legal capacity to act and thus adjust the scope of authority that you will enjoy in connection with your Account.

Please remember that after the registration of your Account and during the use of Allegro.pl services, you are obliged to update your Personal Data on an ongoing basis if they change in any manner.

**When you use your Account** we additionally collect information about your activities on the Platforms, such as your history of purchases, Listings posted, payment methods selected and content of comments and reviews

Using your Account, you can also provide other optional Personal Data, such as uploading your photo or a graphic representation of your image (an avatar), thus consenting to their processing. The provision of such Personal Data is fully optional.

Furthermore, we can obtain your Personal Data when you take the option to log in to the Platforms through third party authentication services offered by parties independent from Allegro.pl, such as Facebook Connect. In that case, we obtain your Personal Data only in the form of your e-mail address and only for the purposes of logging in.

Irrespective of the above, please remember that when you use a public profile (i.e. a profile that can be accessed by any internet user) when using social media for your own purposes, you share your Personal Data based on your own informed and conscious decision. You should carefully consider any risks that may be associated with sharing your Personal Data publicly, in particular your address or precise location. Such risks may include identifiability, privacy compromise, and in extreme cases even identity theft.

**Your purchases and sales on Allegro, including the execution of Transactions and payment of sales commission or for Items sold through the Platforms**, may entail the need to process other Personal Data, i.e. the data given in the Listing (in particular the content of the Listing), Transaction details (in particular bank account number, payment method, Item pick-up address, delivery method), invoicing data as well as any data required for shipment tracking, messaging, communicating with other Users and paying for services provided by Allegro.pl via the Platforms. Allegro.pl may also access the content of messages exchanged between the Buyer and the Seller in discussions and disputes. We may use the Personal Data you provided when registering with Allegro for Transaction handling purposes.

Additionally, for the purposes of sales support, we may also process your Personal Data such as turnover value, order details (execution or cancellation, shipment numbers) and information about how your sales quality as a Seller compares to other Sellers.

Furthermore, if you use the Delivery Service with the WzA Functionality, we will receive your Personal Data as the recipient of the Item from the Seller, including: name, Shipment delivery address, telephone number and e-mail, subject to the terms set out in Appendix No. 16 to the User Agreement.



In the case of explosives precursors sales, we may also process your e-mail address that you put in the Offer to support you in the implementation of duties arising from Article 8 of Regulation (EU) No 2019/1148 of the European Parliament and of the Council of 20 June 2019 on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013.

(...)

## **Part III. Purposes of, grounds for and period of Personal Data processing by Allegro.pl**

Depending on the Allegro.pl services that you use, there are different purposes of and legal grounds for Personal Data processing by Allegro.pl and different periods in which Allegro.pl may store or use your Personal Data.

For each of the processing purposes, we have defined the legal grounds for processing and the maximum retention period of Personal Data. After the specified period, we will no longer use the Personal Data for the specified purpose. It does not mean, however, that we will remove them in each case. We will retain your Personal Data for the longest of the periods specified in relation to specific Allegro.pl services. For example, when you opt out from using the Account, we will no longer process your Personal Data to provide Account services to you, but we will store your Personal Data for the period permitted by law to enable you to assert your rights and to make it possible to show the history of financial settlements between you and Allegro.pl.

Below, we have listed the typical operations performed on Personal Data in connection with the use of Allegro.pl services. More details on Personal Data processing in the case of using specific services can also be found in the terms and conditions of such services.

### **ACCOUNT REGISTRATION AND MANAGEMENT, HANDLING OF USER TRANSACTIONS**

To use of some functionalities available on the Platforms (including via the Mobile Application), you are required to Register in accordance with the User Agreement. We offer the Regular Account and the Business Account. Setting up and use of an Account entails the processing of your Personal Data by us.

In addition, Allegro.pl processes your Personal Data to handle your Transactions. Using the Platforms (including the Mobile Application), you can in particular:

- buy as an unregistered User;
- buy as a natural person or entrepreneur using a Regular Account;
- sell or post Classifieds as a natural person using a Regular Account;
- sell or post Classifieds as an entrepreneur (as part of your business activity) using a Business Account.

The information you post in Listings and "Messages to the Buyer" does not originate from Allegro.pl and is not initiated by Allegro.pl. For this reason, to the maximum extent permissible by applicable law, Allegro.pl will not be liable for information posted in Listings and for the "Messages to the Buyer". As far as possible, you should refrain from providing any Personal Data in the Listings and the "Messages to the Buyer". Remember that if you share your Personal Data in Listings or the "Messages to the Buyer", you are doing this based on your own informed and conscious decision. Therefore, you should carefully consider the risk associated with sharing such information. For more information about purchasing, executing Transactions using the Regular Account or Business Account, please see the User Agreement.

We process your Personal Data in accordance with the rules described in the table below to manage your Account and handle your Transactions. Additionally, your Personal Data can be processed for other purposes, including analytical and marketing purposes and to guarantee the security of our services, as you will learn from further sections of this part of the Policy.

<b>Purpose of processing Personal Data</b>	<b>Legal grounds for processing Personal Data</b>	<b>Period of storage of Personal Data for the specific purpose (retention period)</b>
<b>Taking steps to handle a User's Registration and provision of electronic services relating to the management of Allegro User Accounts</b>	Article 6(1)(b) GDPR (necessary for entering into and performance of a contract) – Personal Data required to set up and manage Accounts	Until the termination of the service
<b>Customisation of Account settings (adding an avatar and other optional Personal Data to the account) or sharing Personal Data when logging in to Platforms via a third party service</b>	Article 6(1)(a) GDPR (User consent) – only for optional Personal Data which are not necessary to use the Account	Until the removal of optional Personal Data from the Account (withdrawal of consent) or termination of the service
<b>Handling complaints, including resolution of technical issues</b>	Article 6(1)(f) GDPR (legitimate interest of Allegro.pl in the protection of Allegro.pl's and User's rights)	Until the complaint or issue is resolved
<b>Asserting and defending claims arising from a contract or related to the provision of services, including debt collection and participation in court, arbitration and mediation proceedings</b>	Article 6(1)(f) GDPR (legitimate interest of Allegro.pl in the protection of Allegro.pl's rights)	Until the last day of the calendar year following the expiration of a period of three years after the termination of the service

<b>Compliance with statutory obligations arising from tax and accounting provisions concerning the settlement of commissions charged on Transactions</b>	Article 6(1)(c) GDPR in conjunction with Article 70 § 1 of the Tax Ordinance Act (processing is necessary for compliance with a legal obligation)	Five years starting from the end of the calendar year in which the tax was due for payment
<b>Compliance with statutory obligations arising from tax and accounting provisions concerning the settlement of commissions charged on Transactions</b>	Article 6(1)(c) GDPR in conjunction with Article 74 of the Accounting Act (processing is necessary for compliance with a legal obligation)	Five years starting from the year following the fiscal year in which the Transaction was made
<b>Supporting Sellers in the implementation of duties arising from the sale of explosives precursors under Regulation (EU) No 2019/1148 of the European Parliament and of the Council of 20 June 2019 on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013</b>	Article 6(1)(c) of the GDPR (legal obligation)	Until the termination of the services

(...)