

Broken Rules Privacy Notice

We Broken Rules Interactive Media GmbH, Museumsplatz 1, Stiege 1, Top 2, 1070 Vienna ("**Broken Rules**" or "**we**"/"**us**") as the data controller take the protection of your personal very seriously. Therefore, we handle your personal data as confidential information and in compliance with the statutory data protection regulations as well as this Privacy Notice.

This Privacy Notice provides you with information on how we process your personal data when you use our games and other services ("**Games**").

1. What kind of your data we process

You are under no obligations to provide Broken Rules with the data we ask you for. However, if you do not provide your personal data, you will not be able to use Games and/or the features we provide. Should the provision of your personal data be mandatory by law, we will inform you separately thereof.

In order to provide you with our Games to its full extent, we will collect the categories of personal data set out below:

Use our Games:

When you use our Games, we may automatically collect your:

- **game data** such as game progress (i.e. which level you have reached), achievements (also known as trophies), completed events, saves of your game progress, virtual currency and statistics including the playtime or the use of the various features as well as the data associated with any bugs and malfunctions,
- **IP address;**
- **device data** and **technical data** such as device type, operating system, network connection type, screen resolution, device language, country, location and in case you use our Games via a mobile device your mobile carrier and/or Internet service provider; and
- **user preferences and settings**, such as game language, settings regarding in-game sound and music as well as auto save functions.

Test our Games:

When you sign up to be a game tester for our Games, which grants you early access to Games still in development, we may automatically collect, additionally to all data set out above under Use our Games, your:

- *crash logs* and *statistical information* related to your use of each early access Game,
- *analytical data* such as where users get stuck, and
- *log information*
- *email information* needed if we invite and communicate with you via email

2. Purposes of processing your data

We will process your personal data set out above for the purpose of:

- a. making our Games available;
- b. improving the features, design and gaming experience of our Games;
- c. troubleshooting such as detecting, preventing and investigating problems our Games cause;
- d. internal analytics;
- e. communicating with you and informing about our games; and
- f. internal reportings.

3. Legal bases of the processing

We process the categories of your personal data listed above on the following legal bases under the General Data Protection Regulation ("**GDPR**"):

- The performance of the *contract* we have concluded with you or the necessity to take steps at your request prior to entering into such an agreement, insofar as it is necessary (Article 6(1)(b) GDPR); or
- We process some the categories of personal data set out under point 1 on the basis of our *overriding legitimate interest* according to Article 6(1)(f) GDPR to provide you the best possible user experience, such as to ensure the security of our Games as set out under Point 2 above; or

- The necessity to comply with *legal obligations* to which we are subject (Article 6(1)(c) GDPR).

4. Age Limits

We do not knowingly collect or ask for any personal information from children. In case you can't confirm full legal capacity (fourteen), please do not provide us with any data about yourself, including name, address or email address.

If you wish that we delete data of individuals under the age of fourteen, please contact us at our contact information set out under point 8 below.

5. Transfer of your personal data

To achieve the purposes set out above, we will transfer your personal data to the following categories of recipients:

- *Host Europe* GmbH, Hansestrasse 111, 51149 Köln, Germany;
- *Apple* Inc., One Apple Park Way, Cupertino, CA 95014, United States

For early access testing our Games, we are using *TestFlight*, a beta testing service provided by Apple Inc (Place of processing: US). If you choose to take part in testing our Games, Apple will collect and send crash logs of, your personal information such as first name, last name and email address, usage information, and any feedback you submit to the developer. Apple retains TestFlight data for one year.

You can opt out from testing by contacting us. If you accepted the invitation and no longer wish to test the app, you can simply tap on "Stop Testing" in the app's Information page in TestFlight. For more information, please visit: <https://testflight.apple.com>.

Apple's Privacy Policy can be found at <https://www.apple.com/legal/privacy/>

iCloud is an online database storage service provided by Apple, Inc (Place of processing: US or Europe).

This service makes it possible to store and synchronize your app data across all devices.

iCloud is both private and secure. You can learn more about iCloud here:
<https://www.apple.com/icloud/>

We have no access to your app data stored in iCloud, but you can download or delete your data at any time in the app settings under "Privacy". Apple's Privacy Policy can be found at <https://www.apple.com/legal/privacy/>

- **Google** LLC, 1600 Amphitheatre, Parkway, CA 94043, USA
- **Google** Ireland, Gordon House Barrow Street Dublin 4, Ireland
- **Sony** Interactive Entertainment Network Europe Limited (SIENE), Olympia 1, 1213NS Hilversum, Netherlands

If you are playing our Games via a PlayStation®3-System, PlayStation®4-System and/or PlayStation®5-System or another platform owned by SIENE which has access to the PlayStation Network, your Game data may be synced via the PlayStation Network (Place of Processing: Europe). PlayStation Network may also track your personal data in regards with the PlayStation Network and the usage of PlayStation Network services.

We have no access to your data stored in the PlayStation Network, but you can download or delete your data at any time settings under "Saved Data Management". To learn more about the PlayStation Network and its Privacy Policy, please refer to <https://www.playstation.com/de-at/legal/privacy-policy/>

- **Microsoft** Ireland Operations Limited, One Microsoft Place, South County Business Park, Leopardstown, Dublin 18, Ireland.

If you are playing our Games via the Xbox Network (Xbox Live), your Game data may be synced and used by Microsoft (Place of Processing: Europe). Xbox Live may also track additional personal data in regards with the use of Xbox Live. We have no access to your data stored in the Xbox Network, but you can download or delete your data at any time on Home under "My games & apps". To learn more about the Xbox Network please refer to <https://privacy.microsoft.com/en-us/privacystatement>.

- **Valve** GmbH, Rödlingsmarkt 9, D-20459 Hamburg, Germany

If you are playing our Games via Steam, your Game data may be synced up through Steam Cloud. Steam Cloud provides a cloud storage for your Game data, save games, user statistics and other data for synchronization across multiple devices. When using Steam Cloud, Valve can process your user and usage data according to their privacy agreement. Among others, Valve can track your profile data Game and Steam Client usage and Game statistics. We

have no access to your data stored in the Steam Cloud, but you can download or delete your data at any time when right-clicking the Game and selecting the “Properties” option and unchecking “Keep games saves in Steam Cloud”. You can find Valve’s Privacy Agreement here: https://store.steampowered.com/privacy_agreement/english/

- **Unity** Technologies ApS, Niels Hemmingsens Gade 24, 1153 Copenhagen, Denmark

Some information is automatically collected by Unity Analytics. Unity Technologies provides the software engine that powers our Games. It collects statistical information to better understand how our Games are used by the public. This information helps us to improve our Games. Unity does not retrieve any personally identifiable information or share any personal information with third parties. All the collected information is anonymized before being sent to Unity Analytics.

For more information on Unity please see the privacy policy here: <http://unity3d.com/legal/privacy-policy>.

- *other IT-service* providers we use

Some of the recipients referred to above are located in or process personal data outside of your country. The level of data protection in another country may not be equivalent to that in your country. However, we only transfer your personal data to countries where the EU Commission has decided that they have an adequate level of data protection or we take measures to ensure that all recipients provide an adequate level of data protection. We do this for example by entering into appropriate data transfer agreements based on Standard Contractual Clauses. These are accessible upon request (see the contact details in point 7).

6. Retention period

Broken Rules will delete or anonymize your personal data as soon as it is no longer needed for the purposes set out under point 2 in any case Broken Rules will delete or anonymize your personal data latest after one-hundred-eighty days following the relevant matter having been addressed and/or following inactivity, whatever occurs earlier.

Thereafter, we will retain your personal data (i) as long as required under statutory retention obligations or (ii) as long as potential legal claims, where personal data is needed to raise or defend against the claim, are not yet time-barred.

7. Your rights in connection with your personal data

Under applicable law, you have the right to (under the conditions set out in applicable law):

- obtain confirmation as to whether and what kind of personal data we store about you and to request copies of such data;
- request rectification or erasure of your personal data;
- request us to restrict the processing of your personal data;
- object to the processing of your personal data;
- withdraw any consent previously granted for the processing of your personal data (withdrawing your consent does not affect the lawfulness of processing based on your consent before your withdrawal);
- request data portability; and
- lodge a complaint with the competent supervisory authority.

8. Our contact details

Please address your requests or questions concerning the processing of your personal data to:

Broken Rules Interactive Media GmbH
Museumsplatz 1, Stiege 1, Top 2 Q 21
1070 Vienna
E-Mail: yourdata@brokenrul.es

9. Changes to this Privacy Notice

We reserve the right to update this Privacy Notice, if necessary, in compliance with the applicable data protection regulations. This way, we can adapt it to the current legal requirements and take changes in our services into account, e.g. when introducing new Games. The most current version always applies.

The current version of this Privacy Notice is always available here:

https://brokenrul.es/links/Privacy_Notice_General.pdf

Last updated on 27.04.2023