

# PRIVACY NOTICE

## for Licensees

**AI TRANSLATION NOTICE: This English version was translated using AI. If any translation errors, ambiguities, or inconsistencies occur, only the original German version shall be legally valid and binding.**

This privacy notice informs about the processing of personal data of the licensee and its contact persons in connection with the conclusion, activation, performance, and termination of software license agreements for the TOPdarts Electronic-Steeldart-System of the licensor. It does not apply to the separate registration of players or end customers on the licensor's platform; a separate privacy notice is provided for that purpose.

### 1. CONTROLLER

1.1 TOPdarts GmbH [Paracelsusstraße 20, 4600 Wels] is the controller within the meaning of the General Data Protection Regulation for the processing activities described in this privacy notice.

1.2 If a data protection officer has been appointed, that person can be contacted at the following contact details: [SELLtech GmbH, Königstetter Str. 58, 3430 Tulln/Donau].

### 2. PURPOSES OF PROCESSING AND LEGAL BASES

2.1 We process personal data for contract initiation, contract conclusion, device activation, assignment of the subscription to the respective machine, and ongoing contract administration. The legal basis is Article 6(1)(b) GDPR for sole proprietors or natural persons as contracting parties; for contact persons of companies, the processing is carried out on the basis of Article 6(1)(f) GDPR due to our legitimate interest in orderly contract initiation, contract administration, and business communication.

2.2 We process billing data, payment status data, and receivables data for recurring payment processing, invoicing, accounting, follow-up of failed debit attempts, and the assertion or defense of claims. The legal bases are Article 6(1)(b) GDPR, Article 6(1)(c) GDPR, and Article 6(1)(f) GDPR.

2.3 We process technical log data, system data, device data, and usage data to ensure operation, analyze errors, remedy malfunctions, ensure IT security, prevent misuse, and maintain the integrity of the system. The legal basis is Article 6(1)(f) GDPR.

2.4 We process contact data and communication data for support requests, service communication, status notifications, notices regarding failed debits, blocks, reactivations, updates, and security-relevant communications. The legal basis is Article 6(1)(b) GDPR and, where required, Article 6(1)(f) GDPR.

2.5 To the extent personal data is processed in order to fulfill legal obligations, in particular under corporate, tax, or supervisory law requirements, the processing is carried out on the basis of Article 6(1)(c) GDPR.

### 3. CATEGORIES OF PROCESSED DATA

3.1 Depending on the case, we process in particular company data and master data of the licensee, the name, role, and business contact details of contact persons, contract data, device data, serial numbers, and activation and status data.

3.2 In addition, we process billing data, invoice data, payment status data, receivables data, support and correspondence data, as well as technical log data and system data.

3.3 Usage-related counting data, in particular the number of scored dart throws, the number of games, timestamps, and device-related usage information, is processed insofar as this is necessary for contract performance, billing, IT security, or abuse prevention.

### 4. INFORMATION ON THROW DETECTION AND IMAGE PROCESSING

4.1 The system is designed to technically detect throws on the dartboard and derive game data and score data from them.

4.2 According to the intended technical design, the camera-based throw detection serves exclusively to determine hit images and automated scoring. Image or video recordings are not stored permanently; identification of natural persons and biometric evaluation do not take place.

4.3 Under the intended technical model, no personal image data of the licensee or its contact persons is processed for the licensor's own purposes in the context of transient throw detection.

## **5. PLAYER NAMES AND FREE-TEXT INPUTS**

5.1 Player names or other free-text entries entered by end users can constitute personal data if they relate to an identified or identifiable person.

5.2 To the extent such entries are transmitted to the licensor, stored by the licensor, or become known in a support case, the processing is carried out exclusively to the extent necessary for the respective purpose.

5.3 The licensor recommends the use of pseudonyms or other non-personal designations. However, this privacy notice primarily concerns data processing in relation to the licensee.

## **6. RECIPIENTS AND CATEGORIES OF RECIPIENTS**

6.1 Personal data is disclosed only to the extent necessary and legally permissible. Recipients may in particular include IT, hosting, maintenance, and support service providers as well as providers of security and infrastructure services.

6.2 In addition, tax advisors, auditors, legal advisors, courts, authorities, and other public bodies may be recipients if there is a legal obligation or if disclosure is necessary for legal enforcement.

## **7. PAYMENT PROCESSING VIA STRIPE**

7.1 We use Stripe for payment processing. Stripe is a payment service provider operated by Stripe, LLC (USA), Stripe Technology Company, Limited (Ireland), and their respective affiliated companies.

7.2 In the context of payment processing, personal data, in particular name, email address, billing and payment information, transaction data, IP address, device-related information, and other data required for payment processing, may be transmitted to Stripe and affiliated companies and processed there.

7.3 Depending on the processing situation, Stripe may act as an independent controller and/or as a processor. In this respect, the contractual documents and privacy documentation of Stripe in their respective current version are authoritative (regularly available via the website [stripe.com](https://stripe.com)).

7.4 To the extent use of Stripe involves a transfer to countries outside the European Economic Area, this transfer is carried out in accordance with the transfer mechanisms provided by Stripe. Where required, appropriate safeguards, in particular standard contractual clauses or another legally permissible mechanism, are used.

## **8. RETENTION PERIOD**

8.1 We store personal data only for as long as this is necessary for the respective purposes or as long as statutory retention obligations exist.

8.2 Contract documents, billing documents, and tax-relevant records are stored for the duration of the contract and thereafter in accordance with statutory retention periods; where retention obligations under commercial or tax law exist, the relevant data is generally retained for seven years and, beyond that, until pending proceedings have been concluded.

8.3 We store support and communication data for the duration of processing and beyond that for as long as this is necessary for documentation, defense against claims, or legal enforcement. Technical log data is stored only for as long as this is necessary for operational security, error analysis, and abuse prevention. Under the intended technical model, image and video data from throw detection is not stored permanently.

## **9. OBLIGATION TO PROVIDE DATA**

The provision of the data marked as mandatory is required for contract conclusion, device activation, payment processing, and ongoing contract performance. Without this data, it may not be possible to establish or perform the license relationship.

## **10. DATA SUBJECT RIGHTS**

10.1 Subject to the statutory requirements, data subjects have the right of access, rectification, erasure, restriction of processing, data portability, and objection to processing based on Article 6(1)(f) GDPR.

10.2 If data is processed on the basis of consent, there is also the right to withdraw consent at any time with effect for the future.

## **11. RIGHT TO LODGE A COMPLAINT**

11.1 Data subjects have the right to lodge a complaint with a data protection supervisory authority. In Austria, this is in particular the Data Protection Authority, Barichgasse 40-42, 1030 Vienna.

11.2 No decision based solely on automated processing is made that produces legal effects concerning data subjects or similarly significantly affects them.

## **12. VERSION**

13 April 2026