ANNEX 1: CONSENT TO DATA TRANSFER TO UNSAFE THIRD COUNTRIES

You give us your consent - revocable at any time with effect for the future - to transfer your data to BigMarker LLC in the USA (see Section 2c of the Data Protection Regulations). For the USA, there is no EU Commission decision that the country has a level of protection for personal data that is adequate for the EU (so-called “unsafe third country”), and no measures have been taken (e.g. contractual agreements) to compensate this deficit.

With your consent, you expressly agree, accepting the risks mentioned below, that we may transfer your data to the aforementioned companies in unsafe third countries, in particular the USA.

Processing in these countries is carried out without having to comply with the data protection principles of legality, processing in good faith, transparency, purpose limitation, data minimization, accuracy and memory limitation, integrity and confidentiality as laid down in the EU. In addition, your rights to information, disclosure, correction, deletion, restriction of processing, data transferability and opposition guaranteed under EU law may not be guaranteed in these countries.

The rule of law (e.g. the principle of proportionality), respect for human rights and fundamental freedoms (e.g. the right to protection of personal data) in the country concerned may not meet EU standards. This applies, for example, to regulations on public security, defense, national security and criminal law, as well as to the access of authorities to personal data and the application of these regulations. There may also not be sufficient protection for the further transfer of personal data to other unsafe third countries. The administrative or judicial enforcement of your rights may be limited in unsafe third countries compared to the EU.

Unsecure third countries may also not have data protection supervisory authorities comparable to those in the EU, or they may not be able to operate effectively. Authorities in unsafe third countries may not have sufficient enforcement powers and assistance and advice to data subjects and supervisors may not cooperate with those of the EU.

In addition, especially in the USA, government agencies may have easier and wider access to data without restrictions on proportionality and necessity comparable to those of the EU. In addition, you cannot take legal action to enforce compliance with the requirements for access to data by non-U.S. government entities.