

INFORMATION NOTICE FOR WEBSITE VISITORS

1. Protection of Personal Data

Pursuant to the Law No. 6698 on the Protection of Personal Data (the “LPPD”), “personal data” refers to any information relating to an identified or identifiable natural person. Your personal data are processed by YANMAR TURKEY MAKİNE ANONİM ŞİRKETİ, a joint stock company having its registered office situated at ÇINARLI MAHALLESİ FATİH CAD. NO: 16 -18/21 KONAK/İZMİR, with the registered electronic mail (KEP) address of yanmarturkey@hs01.kep.tr, registered at Karşıyaka Tax Office with the tax ID number of 9360691920 (the “Data Controller” or the “Company”). This information notice is intended to provide information on the purposes, legal bases, methods for the collection of your personal data, the recipients of personal data and the purposes for transfer, and your rights granted to your party under the LPPD, both in connection with the foregoing and independent therefrom.

2. Legal Bases, Retention Period and Methods for Personal Data Collection

Our Company processes the transaction security information pertaining to the visitors of our website, as statistical data, on the basis of the data processing being required for the legitimate interests of our Company, provided not to impair the fundamental rights and freedoms of the data subjects, as stipulated in article 5(2)(f) of the LPPD, for the purposes of the classification and evaluation of user data; website analytics and improvements; the enhancement of user experience; and the comprehension of how the features and functions of the website are utilized.

Additionally, our website contains links to certain social media accounts. By clicking on the icons of the social media platforms available on our website, you may access our social media accounts as well, and such social media networks may also collect and process your personal data. We have no control over such collected data and data processing activities. If you are logged into your social media accounts whilst visiting our website, we recommend that you consult to the privacy notices and terms of use which are posted by the social media platforms concerned.

Even if you do not share any information with our Company through our website or other communication channels, there may be certain other data which may be collected during your visit. Please refer to our cookie policy for further information. However, we can express in advance that as per our cookie policy, very limited types of cookies are used solely for meeting the website visitor’s needs concerning their website experience and analytical purposes. During your visit, information such as the language of your internet browser, your time zone, the duration of your visit of our web pages and search engine optimization data are collected, and the information about the visits of our website are shared with our Company in an anonymized and aggregated manner (such as the number of visitors from each country) through the tools which we utilize. The tools which we use do not share – with our Company – the personal data which are processed thereby.

Our Company seeks your explicit consent in cases where explicit consent is required to be obtained under the applicable clauses. However, in cases of the existence of any of the conditions specified in Article 5(2) of the LPPD, personal data may be processed without the attainment of the consent of the data subject. According to the mandatory provisions of the laws, it is essential to keep the information of natural persons accurate and up-to-date. Accordingly, our Company may request you to update your personal information on a periodic basis.

3. Transfer of Personal Data and the Purposes for Transfer

Our Company may share personal data with authorized individuals and public institutions in order to comply with a legal obligation as required by legal regulations and legislation, and may be recorded in our programs and/or systems which are provided and made available to our Company by our suppliers which are in the capacity of a technology access provider devising the infrastructure of our website and providing other technological infrastructure support.

Our Company complies with the rules laid down in article 8 of the LPPD titled “Transfer of Personal Data” and article 9 of the LPPD titled “Transfer of Personal Data Abroad” concerning the personal data pertaining to the visitors and adopts the necessary technical and administrative measures, for the transfer of such personal data abroad, and only to the extent so required for and as limited with the purpose for transfer.

4. Rights of Data Subjects Listed under Article 11 of the LPPD

If you communicate your request to exercise your rights as a data subject whose personal data are processed, to our Company, your application will be concluded as soon as possible and within 30 (thirty) days at the latest, depending on the nature of the request. However, if the transaction requires an additional cost, our Company may charge the fee in the tariff as determined by the Personal Data Protection Board. Within this scope, you are entitled to request the following from our Company, in your capacity as a data subject:

- being informed of whether your personal data are processed by our Company or not;
- requesting information thereon if your personal data have been processed;
- being informed of the purpose for the processing of your personal data and whether such data were used in conformity with such purpose or not;
- knowing the third parties in Turkey or abroad to whom/which personal data are transferred;
- requesting the rectification of incomplete or inaccurate personal data which were processed and the notification, of the operation carried out within this scope, to third parties to whom/which personal data were transferred;
- requesting the deletion or destruction of personal data despite the processing in accordance with the law and other applicable legal provisions, once the reasons necessitating the processing cease to exist, and within this scope, if the personal data were processed incompletely and inaccurately, the notification, of the operation carried out within this scope, to third parties to whom/which personal data were transferred;
- objecting to any outcomes to your detriment by means of the analysis of the processed data exclusively through automated means;
- claiming the compensation of your damages, in case you incur any damages due to the unlawful processing of personal data.

You may submit your application regarding your request to exercise your rights which are enumerated in article 11 of the Law No. 6698, in accordance with the “Communiqué on the Procedures and Principles of Application to the Data Controller”, by filling in the Application Form, which is accessible from our website, and delivering it to our Company by hand, via registered electronic mail (KEP) address, post or your e-mail address which has already been registered in our records. Your applications which are so communicated to our Company will be evaluated and concluded as soon as possible and within 30 (thirty) days at the latest.

The following should be included in the application:

Name, surname and if the application is in writing, signature; Turkish ID Number for Turkish citizens; for foreigners, nationality, passport number/ID number, residence or business address for notification (*address for service*); if any, electronic mail address for notification, phone or facsimile number, subject of request.

Depending on the nature and method of the application, the Company may seek additional verification in order to confirm that the application indeed belongs to your party, and to safeguard your rights.

5. Exemptions of the Right of Application

In accordance with Article 28 of the LPPD, the data subjects cannot assert their rights in the following cases:

- the processing of personal data for the purposes of official statistics, and through anonymization, research, planning, statistics and the like;
- the processing of personal data for the purposes of art, history, and literature or science, or within the scope of freedom of expression, provided that national defense, national security, public safety, public order, economic safety, privacy of personal life or personal rights are not violated or that personal data are processed in a manner not to constitute any offense;
- the processing of personal data within the scope of preventive, protective and intelligence-related activities by public institutions and organizations which are incumbent and authorized to provide national defense, national security, public safety, public order or economic safety; and
- the processing of personal data by judicial authorities and execution agencies with regard to investigation, prosecution, adjudication or execution procedures

As per article 28(2) of the LPPD, data subjects cannot assert any rights, other than the right to claim damages, in cases where personal data processing is:

- required for the prevention of a crime or crime investigation;
- carried out on the personal data which are revealed to the public by the data subject himself/herself;
- required for inspection or regulatory duties and disciplinary investigation and prosecution to be carried out by the public institutions and organizations and by professional associations having the status of public institution, assigned and authorized for such actions, in accordance with the power conferred thereupon by law; and
- required for protection of State's economic and financial interests with regard to budgetary, tax-related and financial issues.

Please do not hesitate to contact us for any opinions or questions which you may have about this Information Notice.