

PERSONAL DATA PROTECTION POLICY

Pursuant to article 10 titled "Obligation of the Data Controller to Inform" of the Personal Data Protection Law numbered 6698 ("KVKK") published on the Official Gazette dated 07.04.2016 and numbered 29677 for the purpose of protection of fundamental rights and freedoms of the persons, in particular the right of privacy, and determination of the obligation of real and legal persons processing personal data, we, as Orjin Gayrimenkul Yatırım İnşaat A.Ş. ("**Orjin**"), would like to inform you in our capacity as Data Controller about the processing of personal data.

1. PURPOSE OF PROCESSING OF PERSONAL DATA

Orjin is also the data controller under the Personal Data Protection Law numbered 6698 (shall hereinafter be referred to as "PDP Law").

Data subjects are real persons whose personal data are collected, processed and transferred for the purposes specified below as per the Law on Regulation of Retail Trade numbered 6585, Regulation on Shopping Malls numbered 29636 issued by Ministry of Customs and Trade on 26.02.2016, PDP Law numbered 6698 and other legislation to which Orjin is subject.

As Orjin, we show the utmost sensitivity to the security of personal data. Given this understanding, we process and protect the personal data of the data subjects in accordance with the PDP Law numbered 6698, the By-Law on Erasure, Destruction and Anonymization of Personal Data, which was came into effect after being published in the Official Gazette dated 28 October 2017 and the By-Law on Data Controllers Registry, which came into effect on 1 January 2018, and the other relevant by-laws, all of which constitute the secondary legislation of the Law.

2.PURPOSE OF PREPARATION OF PERSONAL DATA PROTECTION AND DISPOSAL POLICY AND THE SCOPE THEREOF

2.1 We aim with the Policy for effective implementation of the regulations, which will be introduced by Orjin pursuant to the core principles explained below for compliance with PDP Law, within Orjin by Orjin shareholders, officers, employees and business partners.

2.2 In line with the fundamental provisions foreseen by the Policy, we shall take all types of administrative and technical measures for the processing and protection of personal data within the operation of Orjin, set up the required internal procedures, give all the trainings, which are necessary in order to increase awareness, and establish proper and effective control mechanisms by taking all the measures, which are required to ensure Orjin shareholders, officers, employees and business partner comply with the PDPL processes.

2.3. The Policy regulates the basic principles, which shall be observed during all these processes, and the matters for which Orjin is liable in order to direct the internal operations pursuant to the provisions foreseen by the PDP Law. We shall carry out compliance activities for protection of personal data, which shall be regulated by the internal procedures, which shall be established under the PDP Law and the relevant legislation. All the employees of Orjin, while carrying out their duties, shall be obliged to comply with the provisions foreseen by this Policy and the provisions of the PDP Law and all the other relevant legislation.

2.4. In case of failure to comply with the Policy and the provisions of the legislation, in addition to the criminal and civil liability stipulated by the provisions of the legislation, depending on the nature of the incident, sanctions, which may extend to termination of the agreement for cause, shall be imposed within Orjin under the legislation regulating the business life.

3. GENERAL PRINCIPLES WITH RESPECT TO THE PROCESSING OF PERSONAL DATA

Pursuant to article 4 of the PDP Law, we, as Orjin, accept that it shall process the personal data, which fall within the scope of this Policy, in accordance with the principles set forth below:

3.1. Compliance with law and good faith rule

Orjin agrees that it, in its capacity as the data controller and a prudent merchant, shall carry out the personal data processing activities in accordance with the provisions of the legislation, which are in force and will be in force, especially the Constitution and the PDP Law and in line with the good faith rule foreseen in Article 2 of the Civil Code.

3.2. Accuracy and up-to-dateness

Orjin, to the extent technically possible, takes all the measures, which are required to ensure that the personal data are accurate and up to date, in personal data processing activities. In line with the requests notified by the data subject to Orjin as the data controller and in cases where Orjin itself deems necessary, the administrative and technical mechanism established by us as Orjin shall be operated to correct and to inspect the accuracy of the personal data.

3.3. Being processed for specified, explicit and legitimate purposes

The personal data are processed by Orjin in accordance with the law, limited to the requirements of the provisions of the legislation and the services, which are provided or will be provided and the purpose of processing of personal data is clearly and precisely determined before starting to process the personal data.

3.4. Processing personal data as relevant, limited and proportionate to the purposes for which they are processed

The personal data are processed by Orjin as relevant and limited to the purposes for which they are processed and to the extent necessary to achieve this purpose. In that respect, the main principle is to avoid processing of personal data, which are not relevant to the purpose of processing data and are not required.

3.5. Processing for the period foreseen by the legislation or the period required by the purpose of processing

The personal data are stored for the period foreseen in the relevant provisions of legislation or the period, which are required by the purpose of processing personal data. The personal data will be erased, destroyed or anonymized by Orjin at the end of the period foreseen by the law or the period required by the purpose of processing personal data. Orjin shall take the required administrative and technical measures in order to avoid storage of personal data after the expiry of the required period.

4. CONDITIONS FOR PROCESSING PERSONAL DATA

The conditions for processing personal data are regulated by the PDP Law and the personal data are processed by Orjin in accordance with such conditions indicated below.

4.1. Conditions for Processing Personal Data

Save for the exceptions set forth in the Law, Orjin only processes personal data if it obtains the **explicit consent** of the data subjects. In case of the following situations set forth in the Law, the personal data can be processed **even if there is no explicit consent** of the data subject:

- It is expressly foreseen by the law,
- It is necessary for the protection of life or physical integrity of the person, who is unable to express its consent due to the physical disability or whose consent is not deemed legally valid, or of any other person,
- Provided that it is directly related to the establishment or performance of the contract, processing of the personal data of the parties of a contract is necessary,
- It is required for satisfaction by the data controller of its legal obligation,
- Personal data have been made public by the data subject itself,
- Processing of personal data is required for the establishing, using or protecting a right,
- Processing of personal data is required for the legitimate interests of the data controller on the conditions that the fundamental rights and freedoms of the data subject are not violated.

5. TRANSFER OF THE PERSONAL DATA PROCESSED

Orjin may transfer the personal data of data subjects to Orjin officer, Orjin's shareholders, persons and companies from which Orjin receives services and/or consultancy, its business partners, suppliers, legally competent public institutions and private persons subject to the conditions for processing of personal data set forth under articles 5 and 6 of the PDP Law numbered 6698 limited to the purposes specified in Personal Data Policy and in compliance with articles 8 and 9 of the PDP Law.

Personal data we obtain are stored in a secure fashion in physical or electronic medium for an appropriate period for Orjin to carry out its commercial activities. Within the scope of such activities, Orjin acts in compliance with the obligations in relation to protection of personal data stipulated in all relevant legislation and especially the PDP Law. Pursuant to relevant legislation, except for the cases where storage of personal data for longer periods is allowed or required, Orjin shall, ex officio or upon request by the data subjects, erase, destroy or anonymize data when the purposes for processing of personal data cease to exist. Upon deletion of personal data by such methods, such data shall be disposed of in a way which can never be re-used or recovered under any circumstance.

6. YOUR RIGHTS

Pursuant to the provisions of the PDPL, real persons and, in case of legal entities, the authorized personnel of the relevant legal entity, personal data of which are processed, may apply to Orjin and exercise the following rights:

- to learn whether personal data are processed,
- if personal data are processed, to request information as to the processing,
- to learn the purposes for which the personal data are processed and whether such data are used in accordance with these purposes,
- to be informed of the third parties, within the country or abroad, to whom personal data are transferred,
- if personal data are processed incompletely or inaccurately, to request the rectification thereof,
- to request the erasure or destruction of the personal data,
- to request that the actions taken for correction, erasure, destruction or anonymization of personal data be notified to third parties, to which personal data have been transferred,

- to object to any results to the detriment of the data subject reached by analysis of personal data exclusively through automated means,
- to request compensation for any damages incurred due to the unlawful processing of personal data.

Data subjects may convey to Orjin free of charge their requests in relation to their rights cited under the title of this section together with information and documents to ascertain their identities and by the methods specified below or other methods determined by the Personal Data Protection Board by filling out and signing the Application Form attached to this page:

(a) they have the right to learn by an e-mail to be sent to the e-mail address kvkk@orjin.com.tr

(b) with an Application Form sent to the address Maslak Mah. Eski Büyükdere Cad. No: 27, Orjin Maslak İş Merkezi, K:13/77, 34485 Sarıyer/ İstanbul by way of mail with return receipt requested, through notary or by delivery in person.

For third parties to be able to apply on behalf of data subjects, there must be a **special power of attorney** issued through the notary by the data subject for the applying person

In case you relay to Orjin your request in accordance with the procedure under this section, we shall, depending on the nature of the request, conclude the relevant request at the latest within thirty days. However, in case a fee is stipulated by the PDP Board, Orjin shall charge to the applicant the fee in the tariff set forth by the PDP Board.

As Orjin, we may request information from you in order to ascertain whether the applicant is the data subject, ask questions to you in relation to your application to clarify issues relating to the application.