

CHARITY AUCTION REGULATIONS
"THE GREEN IS WHAT WE LIKE THE MOST"

1. The organizer of the charity auction "The green is what we like the most", organized on March 14, 2019 in Warsaw at ul. Rydygiera 8, based on these Regulations ("**Auction**") is PUBLIC FORMAT Beata Jurkschat based in Warsaw at ul. G. Bruna 9/17 entered in the business activity register under the number NIP: 8791992656 and the REGON number 142550615 ("**Organizer**") under number 514946.
2. The Auction has charitable character. All raised money will be allocated by the Organizer for the purposes of the Foundation of Research and Science Development ("**Foundation**"), in particular for the development of educational and research activities in the field of medical and chemical sciences and directly related to them, including the extension of the Laboratory for Tissue Bioprinting.
3. The subject of the auction are artistic microscopic photographs, being the property of the Organizer ("**Photographs**" or "**Objects**"). Photo catalog is available at the Organizer's headquarters, at the Foundation's headquarters and on the website <https://fundacjabirn.pl/aukcja/> ("**Katalog**").
4. The organizer guarantees the compatibility of features of the objects described in the Catalog with the actual state, at the same time reserving the possibility of announcement of any additions or corrections to the content of the Catalog. The statements and amendments announced during the auction complete the Catalog.
5. All the photos to be auctioned have a starting price of 200 (two hundred) PLN. The objects are bid up, i.e. the bid may end up at an amount higher than the starting price or equal to that amount. Descriptions in the Catalog can be corrected before bidding of a given Picture.
6. All natural persons with full legal capacity, including bodies representing legal persons, as well as persons authorized by them, and partners of partnerships within the meaning of the Act of 15 September 2000 are entitled to participate in the auction. The Code of Commercial Companies (i.e. Journal of Laws of 2017, item 1577, of 2018, item 398, 650, 1544, 2219, 2244.) ("**KSH**").
7. The condition for receiving the bid number is filling the card with personal and contact details before the Auction, or sending these data by e-mail to:

anna.machowicz@fundacjabirn.pl, marcelina.hakman@fundacjabirn.pl by 11/03/2019 at the latest.

8. To the auctioned price of a given Photo, an organizational fee of 4% on the amount of the price is added. The amount of the organizational fee and the amount of the auctioned price of the Photo constitute the total amount of the purchase of the subject of the auction.
9. In the event that it is necessary to send the auctioned object abroad to the Republic of Poland, the amount of the organizational fee may change, and the Foundation will inform the person who bids the photo immediately.
10. A person interested in participating in the Auction, who is not able to participate in it, may submit to the Organizer an offer to purchase the Photographs indicated by it and state the price limit. The price limit **IS INFORMATION STRICTLY CONFIDENTIAL**. A representative of the Organizer authorized by it will participate in the Auction on behalf of that person. Information about the intention to participate in the Auction of such a person should be sent to the e-mail address: anna.machowicz@fundacjabirn.pl, marcelina.hakman@fundacjabirn.pl and contain the authorization of the Organizer's representative to participate in the Auction, correspondence data of the person and indication of the Images and their price limit and be forwarded to the Organizer by 07 March 2019 at the latest. The organizer undertakes to exercise due diligence in the execution of orders, however, he is not liable for failure to perform such offers, unless the blame for not carrying out the order lies solely with his side.
11. It is possible to take part in the auction of individual objects by phone, provided that the Organizer has notified it in advance, however, no later than 24 hours before the start of the auction. On behalf of these people, the authorized representative of the Organizer will participate in the bidding, being in touch with them during the Auction. The organizer does not, however, bear responsibility for the inability to take part in a telephone bid in the event of problems connecting to the telephone number provided by the participant. The organizer reserves the right to record and archive telephone conversations referred to above.
12. The auction is conducted by an authorized person appointed by the Organizer - "**Auctioneer**" who reads the objects and subsequent increments, indicates the bidders, announces the end of the auction and indicates the winner. Completion of the auction

takes place when the Auctioneer strikes with a hammer. This is tantamount to concluding a contract between the Organizer and the bidder who offered the highest amount. In the event of a dispute during the auction, the Auctioneer settles the dispute or re-runs the current bidding.

13. If any dispute as to the result of the bidding arises after the Auction, the bidding result as part of the Auction shall be considered as final.
14. The auctioneer has the right to withdraw the object from the auction without giving reasons.
15. The auction takes place in Polish.
16. The organizer reserves the right to record the course of the Auction using video and/or sound recording devices. Taking part in the Auction is tantamount to consenting to the use of the person's image by the Organizer and the Foundation, for the purpose of promotion of the Foundation's activities and the Auction, on all fields of exploitation, including by sharing photos, video materials in such a way that everyone can have access to them in a place and time chosen by themselves (Internet).
17. Bidding in the auction (raising the rate) is:
 - a. 100 (one hundred) PLN at the price of the auctioned Photo up to 2000 (two thousand) PLN inclusive;
 - b. 200 (two hundred) PLN at the price of the auctioned Photo up to 5000 (five thousand) PLN inclusive;
 - c. 500 (five hundred) PLN at the price of the auctioned photo above 5000 (five thousand) PLN inclusive, in the case of exceeding 10,000 (ten thousand) PLN during the auction, the Auctioneer may propose increasing the bidding increment to 1000 (one thousand) PLN. Depending on the course of the Auction, the Auctioneer may, at his own discretion, decide on a different increment height.
18. The auction ends with the hammer being hit by the Auctioneer, and the buyer of the Photo becomes the person offering the highest price for the Photo.
19. Completion of the bid at the level of the starting price or above the price means that the contract has been concluded, and the buyer is obliged to pay the purchase amount of the subject of the auction for the auctioned facility, in the time set herein.
20. The buyer is obliged to pay for the auctioned object within 7 (seven) working days from the date of ending the auction. If the payment is not received within the aforementioned

period, the Organizer has the right to withdraw from the contract after the expiry of the additional deadline set for payment.

21. Bearing in mind the charitable nature of the Auction, the Winner of the auction is obliged to pay the entire purchase amount of the subject of the auction (in accordance with point 8 above) to the Foundation on the bank account of the Foundation:

Raiffeisen Bank 72 1750 0012 0000 0000 3518 0125,

Foreign payments: IBAN PL72 1750 0012 0000 0000 3518 0125,

giving the catalog number of the photo and the name of the Auction in the title of the transfer. The auctioned object will be handed over within 7 working days from the date of receipt of funds to the Foundation's bank account and forwarding the address details of the winner of the auction, via courier. It is also possible to pick up the item at the headquarters of the Foundation, i.e. in Warsaw (01-793), at ul. Ludwika Rydygiera 8. After 30 days from the date of the Auction, the winner of the auction is subject to the risk of loss and damage to the uncollected object, as well as the burdens associated with such an object, including the costs of its insurance.

22. The organizer is responsible towards the winner of the auction for damage due to loss or damage to the object, but only up to the amount of the purchase price of the object.
23. If the Purchaser has a bank account only in a currency other than the Polish zloty, he may transfer the equivalent of the amount in another currency. In force is the exchange rate indicated by the National Bank of Poland, valid as at the day on which the Auction is organized.
24. The ownership of the copy of the photo passes to the winner of the bid at the time of making the full payment of the purchase amount of the subject of the auction to the bank account of the Foundation. The organizer does not transfer the property's copyright law or the right to reproduce the object.
25. The organizer gives the purchaser of the object a guarantee of the authenticity of the offered objects, but if the description of the object proved to be inconsistent with the actual state, the buyer has the right to return the purchased object within 14 days of the Auction, and the Organizer will refund the amount paid. Challenging the authenticity of the object must be supported by credible expert opinions. By the authenticity of the object, we mean providing proper authorship of the object.

26. The Auction Organizers are not responsible for the hidden physical and legal defects of the auctioned objects, and reserve the right to withdraw the object from the auction without giving a reason.
27. The organizer, when processing personal data in connection with the organization of the Auction, is the administrator of the personal data of the Participants, and hence herewith informs:
- a. The administrator of personal data is PUBLIC FORMAT Beata Jurkschat based in Warsaw at ul. G. Bruna 9/17. The organizer processes the following personal data of the Participants: name, surname, telephone number, e-mail address or (in the case of a Participant who is not a natural person): name and surname of the person authorized to act on behalf of the Participant, its telephone number and e-mail address;
 - b. Participants' personal data will be processed only for the purpose of preparing, carrying out and settling (or returning the Photographs) of the Auction and making donations to the Foundation;
 - c. The processing of personal data takes place on the basis of the Participant's consent (Article 6 (1) (a) and GDPR). The participant has the right to withdraw consent at any time, which will not affect the lawfulness of the processing, which was made on the basis of consent before its withdrawal;
 - d. Providing personal data by the Participant is a condition of participation in the Auction and is necessary to conclude an agreement for the purchase of a copy of the photograph;
 - e. The participant has the right to request from the Organizer access to personal data concerning themselves, rectification, deletion or limitation of processing and has the right to object to the processing, as well as the right to data transfer - in accordance with the rules on personal data protection, in particular GDPR;
 - f. The participant has the right to lodge a complaint to the supervisory body, in the mode and on the basis of the provisions on the protection of personal data, in particular the GDPR;
 - g. Participants' personal data will not be used for automated decision-making processes, including profiling.

- h. Personal data of Participants may be transferred to the Foundation for the purposes of preparing, conducting and settling the Auction.
 - i. The personal data of the Participants will not be transferred to any recipients, with the exception of recipients who are state authorized bodies on the basis of relevant provisions to request from the Organizer the release of personal data of Participants
28. The provisions of the preceding paragraph shall apply accordingly to the person authorized to represent the Participant who is not a natural person.
29. The organizer will process the personal data of the Participants only to the extent necessary, in a manner consistent with the applicable provisions on the protection of personal data, including the GDPR. The personal data of the Participants will be processed only by persons authorized by the Organizer, in a manner ensuring their integrity and security.
30. In matters relating to the processing of personal data, you can contact by calling the telephone number 505 050 463 or by e-mail at beata.jurkschat@publicformat.pl.
31. All information about the reception of auctioned objects can be obtained by email: marcelina.hakman@fundacjabirn.pl.
32. The Auction conditions may change, the Organizer will inform the Auction participants in the form of an announcement placed at www.fundacjabirn.pl.
33. Subject to paragraph 36 below, the Organizer's full liability will be limited solely to the purchase price paid by the winner of the auction.
34. The organizer is not responsible for verbal or written errors in the information provided to participants and is not liable to any bidder for errors during the Auction, or committed in a different scope related to the auction of the object.
35. Subject to clause 37, the Organizer shall not be liable to the winner of the auction for damages exceeding the amount of the purchase of the subject of the auction, regardless of whether such damage is characterized as direct, indirect, special, accidental or consequential.
36. Nothing in these Regulations shall exclude or limit the Organizer's liability to the winner of the Auction resulting from any deliberate misrepresentation or intentional fault.

37. The auction may be canceled by the Organizer, about which the Organizer will inform the Auction participants in the form of an announcement placed on the website www.fundacjabirn.pl.