



PRIVACY POLICY

VER. 1.1 – 9 FEB 2024

1. Who are we and how can you contact us?

Whenever this Privacy Policy refers to “Skypath”, “we” or “us”, it refers to the data controller in relation to the processing of personal data covered by this Privacy Policy: FlyByIT Solutions Maksymilian Markow, ul. Cechowa 95a, 30-685 Kraków, Poland, NIP: 6793302519. If you have any questions regarding the Privacy Policy, or if you want to exercise any of your rights, please contact us at info@skypath.pl or maksymilian@markow.pl.

2. What is the purpose of this document?

This Privacy Policy, along with our Terms of Service, explains how we collect, store, and use your personal information. Please take the time to read this policy to understand how we handle your data. We also outline the rights you have over your data, according to the General Data Protection Regulation (GDPR) (EU) 2016/679.

This Privacy Policy may change over time. If we make significant changes, we'll notify you by e-mail. This Privacy Policy is effective as of February 9, 2024.

3. What personal data we may process and what is the legal basis for it?

When you visit our website, use our services, sign up for an account or subscription, or get in touch with us, we may collect various types of personal information. Here's a quick rundown of what we might collect:

Category	Personal data	Legal basis
Personal details	<ul style="list-style-type: none"> • user ID in SkyPath • full name • e-mail address • VATSIM CID or IVAO ID (depending on the data that you provide) <p>We must have the data listed to start providing services to you.</p> <ul style="list-style-type: none"> • Discord ID, username and avatar (if you use the Discord server) 	<p>Article 6(1)(b) GDPR: the processing is necessary for the performance of the contract</p> <p>Article 6(1)(f) GDPR: our legitimate interest in being able to pursue legal claims or defend against them</p>
Service data	<ul style="list-style-type: none"> • information generated from your use of our services, such as flight schedules, flight records, airline fleet, courses, tests and test answers <p>Processing the data listed above is an inherent part of our services.</p>	<p>Article 6(1)(b) GDPR: the processing is necessary for the performance of the contract</p> <p>Article 6(1)(f) GDPR: our legitimate interest in being able to pursue legal claims or defend against them</p>
Purchase history and payment information	<ul style="list-style-type: none"> • your past purchases, including subscription payments, and historical payment details. • information about your PayPal payments (please note that we don't access or store 	<p>Article 6(1)(b) GDPR: the processing is necessary for the performance of the contract</p> <p>Article 6(1)(c) GDPR: the processing is necessary us to fulfill our legal duties, in</p>

	specific details of your payment method, such as your credit card number)	particular regarding keeping records for tax and accounting purposes Article 6(1)(f) GDPR: our legitimate interest in being able to pursue legal claims or defend against them
Usage history	<ul style="list-style-type: none"> data detailing your past interactions with our website and services, such as IP address, data on the timeframe and duration of logins to website 	Article 6(1)(f) GDPR: our legitimate interest in improving our services
Third party cookies	<ul style="list-style-type: none"> cookies from some of our partners, which collect information about your interactions with our website 	Article 6(1)(f) GDPR: our legitimate interest in improving our services

If you used your VATSIM credentials to set up the account and log in (thanks to VATSIM SSO), we will also observe the [Data Protection Policy and their processing of the VATSIM network](#). Certain requests that you may make in connection with such data, such as data removal requests, may require the intervention of VATEUD, VATEMEA or directly VATSIM.

4. How long do we store your personal data?

The retention period of your personal data by us depends on the purpose of processing. In some cases, the retention period may also be determined by legal regulations. When the processing is necessary for the performance of a contract, we will retain the data for the duration of such contract. For example, when we need to process your data to provide services to you, we will process the data as long as you maintain a SkyPath account.

For personal data processed based on our legitimate interests, we retain the data for the period necessary to pursue those interests or until you effectively object to the processing of your personal data.

The retention period of personal data may be extended if the processing is necessary for the establishment, exercise, or defense of legal claims. In such cases, we retain the data until the expiration of the statutory limitation period.

5. Who can receive your personal data?

Once you submit an application to join a virtual airline as part of the SkyPath service, they will receive some of your personal information as well, they will receive your full name, e-mail, and VATSIM CID or IVAO ID. Since the main purpose of SkyPath is to allow virtual pilots to connect with virtual airlines, this is a necessary element of our service.

We may also disclose your personal data to external parties such as hosting service providers, email service providers, and other IT service providers, as well as companies providing accounting, courier, auditing, and legal services for us. As of now, these parties are:

- **E-mail communication** – cyber_Folks S.A. (Poznań, Poland)
- **Data Backup and Security** – cyber_Folks S.A. (Poznań, Poland)

- **Website Hosting** – cyber_Folks S.A.
- **Functionality and Infrastructure Optimisation** – cyber_Folks S.A.
- **Invoice and Billing (PayPal)** – PayPal (Europe) S.à r.l. et Cie, S.C.A.
- **Messaging service** - Discord Netherlands BV

6. What about processing my data outside of the European Economic Area?

Some of our providers may be headquartered outside the EEA. We prioritize cooperation with entities that process data in countries where the European Commission has determined an adequate level of personal data protection. When this is not possible, we require our providers to adhere to principles related to the processing of personal data based on standard contractual clauses adopted by the European Commission.

7. What are your rights?

We have summarized your rights concerning your personal data and how you can exercise them:

- **Right to access your personal data:** you have the right to ask us for information about how and to what extent we use your personal data, and request a copy of your personal data.
- **Right to correct your personal data:** you have the right to ask us to fix any mistakes in your personal data or update it if it's changed.
- **Right to delete your personal data:** you can request us to remove your personal data if there is no legal reason for us to keep it, or if other circumstances under the GDPR apply.
- **Right to limit the processing of your personal data:** you can ask us to process your personal data only to a limited extent, until your objection to the processing of your data is recognized or until your request to correct the data is considered, or in cases where you want your data to be retained by us in connection with your claims or due to finding that the data processing was unlawful.
- **Right to data portability:** if we process your personal data automatically because you have given us consent or because it is necessary to perform a contract, you can ask for your data in a format that can be easily transferred to another company's services.
- **Right to object to processing:** if we process your personal data based on our legitimate interests, you can object to this if you have specific reasons related to your situation. We will consider your objection and stop processing your data if we cannot justify continuing.
- **Right to complain to a data protection authority:** If you think we are not processing your personal data properly, you can complain to the data protection authority. In Poland, this authority is the President of the Office for Personal Data Protection.

Some of these rights can be exercised through your account preferences, such as choosing to display your personal data on virtual airline dashboards and other pages.

If you have any questions, feel free to contact us.