

## Legal note FERGUS Hotels

In compliance with Law 34/2002, of July 11, on Services of the Information Society and Electronic Commerce (LSSI-CE), FERGUSMED SL (main company of FERGUS Hotels) informs that it holds the website [www.fergushotels.com](http://www.fergushotels.com). In accordance with the requirement of article 10 of the aforementioned Law, FERGUSMED SL reports the following information: The owner of this website is FERGUSMED SL, with CIF B57813602 and registered office in GREMI HORTOLANS 11, 1st DOOR 12, SON ROSSINYOL, PALMA DE MALLORCA, POST CODE 07009; registered in the Mercantile Register, in volume 28935, sheet 24, page M521018 and inscription 1. The contact email address of the company is: [info@fergushotels.com](mailto:info@fergushotels.com).

### User and responsibility regime

The navigation, access and use of the website of FERGUSMED SL confers the condition of "user", who herewith accepts them, by browsing the website of FERGUSMED SL, all the conditions of use here established without prejudice to the application of the corresponding regulations of mandatory legal compliance as the case may be.

The website of FERGUSMED SL provides a great diversity of information, services and data. The user assumes his responsibility in the correct use of the website. This responsibility will extend to:

- The veracity and legality of the information provided by the user in the forms issued by FERGUSMED SL for access to certain content or services offered by the website.
- The use of the information, services and data offered by FERGUSMED SL, which may be contrary to the provisions of these conditions, the Law, morals, good customs or public order, or that may otherwise involve injury to the rights of third parties or the working of the website.

### Link policy, liability exemptions and thirdparty services

FERGUSMED SL is not responsible for the content of the websites to which the user can access through the links established on its website and declares that in no case he will proceed to examine or exercise any control over the content of other sites of the network. Likewise, he will not guarantee the technical availability, accuracy, veracity, validity or legality of external sites of his property that could be accessed through the links.

FERGUSMED SL declares to have adopted all the necessary measures to avoid any damage to the users of its website, which may arise from browsing its website. Consequently, FERGUSMED SL is not responsible, in any case, for any damages that the user may suffer from browsing the Internet.

### Online Booking Services

Certain contents of the website [fergushotels.com](http://fergushotels.com) offer the possibility of booking online. The use of the same will require the Reading and mandatory acceptance of the general reservation conditions established for that purpose by FERGUSMED SL. Additionally, in order to obtain, access, use or manage, you may need to use certain third-party services.

The list of providers used for the booking engine, availability, reservations and insurance on the web are as follows:

- INTEDOCs DIGITAL SOLUTIONS SL, located in Barcelona (08034), C/ Dr. August Pi i Sunyer 9-11, Bajos, and CIF number B64554629. The data will be processed in order to manage the hotel reservation.
- FLEXMYROOM INSURETECH, S.L., located in Benidorm (03503-Alicante), Calle Gerona, 13, Local CA 18, and with CIF (Tax Identification Code) number B42687616, with the sole purpose the user can benefit from the insurances that this entity offers. This entity will cancel your personal data when the service has ended and the legally established deadlines have been met. You can exercise your rights of Access to data, rectification or deletion of data, limitation of the use of data, opposition to the use of data and portability of data at the mail address [datos@flexmyroom.com](mailto:datos@flexmyroom.com).

### Modifications

FERGUSMED SL reserves the right to make the modifications it deems appropriate, without prior notice, in the content of its website. Both with regard to the contents of the website, as in the conditions of its use, or in its general contractual

terms. Said modifications may be made through its website by any admissible form in law and shall be binding during the time they are published on the web and until they are validly modified by subsequent ones.

### **Stored cookies**

A Cookie is a file that is downloaded to your computer when you access certain web pages. Cookies allow a web page, among others, to store and retrieve information about the browsing habits of a user or his equipment and, depending on the information it contains and how his equipment is used, they allow to recognize the user itself.

According to the provisions of article 22.2 of Law 34/2002, of July 11, Services of the Information Society and Electronic Commerce (LSSI-CE), by which users must be informed about the use of data storage and recovery devices in terminal equipment, FERGUSMED SL informs that when accessing the present web domain [www.fergushotels.com](http://www.fergushotels.com), cookies will not be installed on their computers. In the event that FERGUSMED SL decides to use said devices, it will proceed to inform its users.

You can get more information about the data protection policy at [https://www.fergushotels.com/static/pdf/cook-ies\\_es.pdf](https://www.fergushotels.com/static/pdf/cook-ies_es.pdf)

### **Data Protection**

In accordance with the current regulations on the subject of Protection of Personal Data, we inform you that your data will be incorporated into the data-processing system held by FERGUSMED SL with CIF B57813602 and registered office at GREMI HORTOLANS 11 1st, DOOR 12, SON ROSSINYOL, PALMA DE MALLORCA, Postcode 07009, in order to facilitate, optimize and meet the commitments established between both parties. To this end, FERGUS Hotels uses the platform Salesforce.com, Inc. located at The Landmark @ One Market Street, San Francisco, CA 94105, USA. To this effect, international data transmissions will be made to the US, a country that adheres to the Privacy Shield recognized in Decision (EU) 2016/1250 of the European Commission. These transfers are regulated by standard contract clauses; you can get more information at <https://www.salesforce.com/es/company/privacy/>

In compliance with the current regulations, FERGUSMED SL informs that the data will be kept for the period strictly necessary to comply with the precepts mentioned above.

Until you tell us otherwise, we understand that your data have not been modified, that you agree to notify us of any possible variation and that we have your consent to use them for the purposes mentioned.

FERGUSMED SL informs that it will proceed to treat the data in a lawful, loyal, transparent, adequate, pertinent, limited, exact and updated manner. That is why FERGUSMED SL undertakes to adopt all reasonable measures so that the correspondent data will be suppressed or rectified without delay in case it is inaccurate.

In accordance with the rights conferred by the current regulations on data protection the user may exercise the rights of access, rectification, limitation of treatment, deletion, portability and opposition to the processing of their personal data and consent given for the treatment of them, directing his request to the postal address indicated above or to the email [lopd@fergushotels.com](mailto:lopd@fergushotels.com).

The competent Control Authority will be in charge of dealing with any claim that the user may consider appropriate. You can get more information about the privacy policy at [https://www.fergushotels.com/static/pdf/privacy\\_es.pdf](https://www.fergushotels.com/static/pdf/privacy_es.pdf)

### **SSL Certificate (Secure Sockets Layer)**

The SSL CERTIFICATE provides authentication, privacy and information security between FERGUSMED SL and the user.

FERGUSMED SL has a security certificate that is used by SSL CERTIFICATE to provide secure connections.

In this process several parameters are established to make the connection in a secure way which is established using preset keys, coding and decoding all the data sent until the connection is closed.

### **Intellectual and Industrial Property**

FERGUSMED SL by itself or as assignee, is the owner of all intellectual and industrial property rights of its website, as well as the elements contained in it (for example, images, sound, audio, video, software or texts); brands or logos,

combinations of colours, structure and design, selection of used materials, computer programs necessary for its operation, access and use, etc.). They will therefore be protected works as intellectual property by the Spanish legal system, being applicable both Spanish and European regulations in this field, as well as international treaties related to the matter and signed by Spain.

All rights reserved. Under the provisions of the Law on Intellectual Property, the reproduction, distribution and public communication, including its method of making available all or part of the contents of this web page, are expressly prohibited for commercial purposes; in any medium and by any technical means, without the authorization of FERGUSMED SL.

The user undertakes to respect the rights of Intellectual and Industrial Property owned by FERGUSMED SL. The user can view the elements of the portal and even print, copy and store them on the hard drive of his computer or any other physical support provided that it is solely and exclusively for his personal and private use. The user must refrain from deleting, altering, evading or manipulating any protection device or security system that may have been installed on the pages of FERGUSMED SL.

#### **Legal actions, applicable legislation and jurisdiction**

FERGUSMED SL also reserves the right to initiate civil or criminal actions it deems appropriate for the improper use of its website and its contents, or for the breach of these conditions.

The relationship between the user and the provider will be governed by the current regulations applicable in the Spanish country. If any dispute arises, the parties may submit their disputes to arbitration or go to the ordinary jurisdiction, complying with the rules on jurisdiction and competence in this regard. FERGUSMED SL is domiciled in ILLES BALEARS, Spain.

\*\*\*GRUPO FERGUS HOTELS: FERGUSMED SL, NUEVO TURISMO SL, CALA BLANCA SUITES SA, FERGUSGIO SL, HOTJAR SL, LOOPING WEBS SLU, EVERGUS ACTIVOS HOTELEROS SL, FERGUSNOVA SL, SOLLER BEACH SL, TENTMORE SL NANTAI INVESTMENTS 2021 SLU HOTEL BLANCO DON JUAN SL