

TERMS AND CONDITIONS
of award and disbursement of Why R? Foundation grants
for exceptional women scientists from the field of data science

1 – General Provisions

1. These Terms and Conditions determine the rules, conditions and mode of application for, award and disbursement of grants for exceptional women scientists in the field of data science.
2. The following words and phrases used in these Terms and Conditions have the following meaning:
 - a. **Why R? Foundation** – Why R? Foundation with its registered office in Warsaw, Krasnobrodzka 2/190, 03-214 Warsaw, whose registration file is kept in the District Court for the City of Warsaw in Warsaw, 13th Commercial Division of the National Court Register, recorded in the register of associations and the register of entrepreneurs under number KRS: 0000719053, holder of NIP [tax number]: 5242853074, REGON [business no.]: 369524266;
 - b. **Candidate** – female scientist applying for the Grant;
 - c. **Grant Committee** – committee appointed by the Management Board of Why R? Foundation to evaluate Applications referred to in section 3 below and to prepare a list of Candidates for the Management Board of Why R? Foundation referred to in section 4. 2 below;
 - d. **Terms and Conditions** – these Terms and Conditions;
 - e. **GDPR** – Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation);
 - f. **Grant** – a donation awarded by Why R? Foundation in accordance with these Terms and Conditions;
 - g. **Grant Holder** – female scientist who has been awarded the Grant in accordance with these Terms and Conditions;
 - h. **Donation Agreement** – agreement concluded between the Foundation and the Grant Holder on the basis of which the Grant is paid out. The Donation Agreement form is enclosed as appendix no. 1 to these Terms and Conditions;
 - i. **Application** – application for the Grant.
3. The Grant is awarded from the funds of the Foundation.
4. These Terms and Conditions have been published on the website of Why R? Foundation at the following URL address: <http://whyr.pl/foundation/supporting-grant/>.
5. To submit a Grant Application the Candidate is obligated to accept these Terms and Conditions and to read the Privacy Policy enclosed as appendix no. 2 to these Rules.

2 – Criteria for Candidates

1. A Candidate must satisfy the following conditions to apply for the Grant:
 - a. she has full legal capacity and carries out professional or research activity in the field of data science in the territory of the Republic of Poland;
 - b. she is involved in activities for the benefit of the data science community, e.g. through sharing of data science knowledge and skills;
 - c. she has completed the Application clearly and correctly and submitted the Application to Why R? Foundation within the required period as specified in these Terms and Conditions;

- d. no prior grant for exceptional women scientists in the field of data science has been received by the Candidate from the Foundation;
 - e. on the date of the Application submission the Candidate is no more than 30 years old.
2. The Grant may be awarded to a person who meets all of the conditions specified in section 1 above jointly and has been selected in the Application evaluation process by the Grant Committee and Why R? Foundation's Management Board.
 3. Maximum two Candidates may become Grant Holders each calendar year.
 4. The Grant amount awarded to the Grant Holder is PLN 3,600.00 and will be paid out as a single payment.

3 – Grant Application

1. The Grant Application should be submitted in electronic form and should contain:
 - a. open entry with description of the Candidate's work (including citations, etc.);
 - b. resume (CV) of maximum two A4 pages including Candidate's name and surname, email address, history of professional or research career;
 - c. description of how the Candidate is involved in activities for the benefit of the data science community.
2. Grant Applications should be submitted through a dedicated form available at the following URL address: <http://whyr.pl/foundation/supporting-grant/> by 16 August 2020.
3. Only clearly completed Applications containing all elements referred to in section 1 above and submitted within the deadline will be considered.
4. The Candidate is fully liable for the information in the Application being true and correct.

4 – Application Evaluation

1. Applications are evaluated by the Grant Committee appointed by the Management Board of Why R? Foundation.
2. The Grant Committee evaluates the Applications using their own subjective opinions and beliefs, and specifically consider exceptional achievements of the Candidates described in the Applications, and also the scope, methods and form of their activities for the benefit of the data science community.
3. Following Application evaluation, the Grant Committee will provide a list of best, in the opinion of the Committee, Candidates to receive the Grant to the Management Board of Why R? Foundation. The final decision on the Grant Holder selection and award of the Grant will be made by the Management Board of Why R? Foundation in the form of a resolution adopted by simple majority of votes.
4. The Grant Committee and the Management Board of Why R? Foundation have absolute discretion in the decisions referred to in section 2 and 3 above, and specifically may adopt Grant Holder selection criteria based on their subjective opinions.
5. The Grant Committee will contact the Grant Holder to notify her of Grant award, determine the date and place of Donation Agreement execution, and of the place and date of official announcement of the Grant Holder name for the given edition should such official event be organized.
6. Grant Holder selection information will be published by 20 Sep 2020 on the Why R? Foundation's website.

5 – Grant disbursement, formal issues

1. The Grant is a donation of PLN 3,600.00. The Grant will be disbursed after Donation Agreement is concluded between the Foundation and the Grant Holder.

2. The Candidate is obligated to immediately notify Why R? Foundation of any change of the facts depicted in the Application, specifically including any change of the bank account number.
3. Candidates who received grants in previous calendar years are not eligible to apply for the Grant.

6 – Grant Holder's Obligations

The Grant Holder is obligated to:

- 1) use the Grant to cover future expenses related to her professional or research activities in the field of data science in the Republic of Poland;
- 2) submit to the Why R? Foundation's Management Board a report on the use of Grant funds with photocopies of invoices / bills / receipts and description of activities funded out of the Grant that support the data science community – by 21/05/2021;
- 3) protect the reputation of Why R? Foundation;
- 4) participate in the event referred to in section 4.5 above should it be organized.

7 – Disbursement suspension, Grant cancellation and return

1. Why R? Foundation is entitled to suspend disbursement of the Grant or cancel its award in the following circumstances:
 - a. any documents or representations included in the Application used to make the decision on Grant award are false;
 - b. the Grant Holder ceases her professional or research activities in the field of data science in the territory of the Republic of Poland.
2. The Grant Holder will be obliged to return the Grant in full to the bank account of Why R? Foundation in the following circumstances:
 - a. the grant is not used for its intended purpose referred to in section 6.1 above;
 - b. the report referred to in section 6.2 above is not submitted to the Management Board of Why R? Foundation;
 - c. payment of the Grant has been suspended or Grant award has been cancelled in accordance with section 1 above.
3. The Grant Holder will return the Grant at the request of Why R? Foundation within the period specified in such a request. The request will be emailed to the email address provided in the Application.
4. In case of any doubt Why R? Foundation will be entitled to request that the Grant Holder proves that she continues her professional or research activities in the field of data science in the Republic of Poland.

7 – Miscellaneous

1. Matters not regulated in these Terms and Conditions will be governed by applicable laws.
2. These Terms and Conditions become effective as of 21/05/2020.

Appendices:

- 1) Donation Agreement
- 2) Privacy Policy – How we process your personal data

Appendix no. 1

Donation Agreement concluded on [] in [] ("this **Agreement**")

by and between:

Why R? Foundation with its registered office in Warsaw, Krasnobrodzka 2/190, 03-214 Warsaw, whose registration file is kept in the District Court for the City of Warsaw in Warsaw, 13th Commercial Division of the National Court Register, recorded in the register of associations and the register of entrepreneurs under number KRS: 0000719053, holder of NIP [tax number]: 5242853074, REGON [business no.]: 369524266, represented by:

[] – []
[] – []

hereinafter also "**Donor**"

and

[], residing in [] at [] street, postal code [], holder of NIP number []

/

[], carrying out business activity under the name [] with its registered office [] at [], postal code [], holder of NIP number []

hereinafter also "**Donee**"

jointly also referred to as "**the Parties**" or separately as a "**Party**"

Article 1

On the terms stipulated in this Agreement, the Donor gives to the Donee funds amounting to PLN [] (say: [] Polish zloty) ("the **Donation**").

Article 2

1. The Donor declares that it gives the Donation to the Donee who declares that she accepts such donation.
2. The Donor declares that it is the sole owner of the Donation.
3. The Parties mutually agree that the Donation will be transferred on [] as follows: bank transfer to the Donee's bank account [].

Article 3

1. No amendment or supplementation to this Agreement shall be valid unless made in writing.
2. The Parties shall make all reasonable efforts to amicably resolve any dispute that may arise from this Agreement. Should the Parties be unable to reach an amicable resolution, any dispute arising from or related to this Agreement shall be resolved by a common court with jurisdiction over the registered office of GlobalLogic.
3. This Agreement has been drawn up in 2 counterparts, one for each of the Parties.

Donor

Donee

[full name, title]

[full name, title]

[full name, title]

Appendix no. 2

Privacy Policy

Why R? Foundation has gained access to your personal information as a result of submission of your Grant Application. We would like to tell you what we do with them (in accordance with the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC - GDPR).

I. What personal data we collect and what is the purpose and legal basis for its processing?

The scope of your personal data processed by us covers your details that you disclosed to us in the Application, including name, surname, e-mail address, telephone number, etc. You are under no obligation to disclose your data, however, without them we will be unable to process your Application or possibly award you the Grant.

We process your personal data to conclude and perform the agreement and this constitutes the legal basis of your data processing (Article 6(1)(b) GDPR). Additionally, we may process your personal data to defend possible legal claims and also to make claims, if any, for marketing, statistical or analytical purposes – in such case processing of your personal data will be based on our legitimate interests (Article 6(1)(f) of the GDPR). We may also process your data to fulfil data controller's legal obligations (taxation, accounts, etc.). In such case processing of your personal data for that purpose will be based on the performance of legal obligations imposed on the data controller (Article 6(1)(c) GDPR).

II. Period of storage of your personal data

Your data will be processed for the term of our agreement and also usually for the period of 7 years following termination of that agreement, as specified by tax laws and according to limitation periods of some legal claims.

Those periods may be appropriately extended as necessary in case of claims and judicial proceedings, if any, by the duration of such proceedings and their settlement – and also if we are obliged by the law to process them for longer periods.

III. Who has access to your personal data?

Access to your personal data will be given exclusively to our appropriately authorised employees, associates, contractors, subcontractors, partners, consultant, or auditors – to the extent necessary to perform their responsibilities. Your data may, for example, be transferred to hosting or telecommunications and IT services provider, other providers that technically support activities of Why R? Foundation.

We will not transfer your data outside the European Economic Area.

We may also be obliged – if there is a legal basis for that – to disclose certain information to public authorities as required by proceedings conducted by them or for tax purposes.

IV. Data controller

Why R? Foundation with its registered office in Warsaw, Krasnobrodzka 2/190, 03-214 Warsaw, whose registration file is kept in the District Court for the City of Warsaw in Warsaw, 13th Commercial Division of the National Court Register, recorded in the register of associations and the register of entrepreneurs under number KRS: 0000719053, holder of NIP [tax number]: 5242853074, REGON [business no.]: 369524266, e-mail: kontakt@why.r.pl

V. Your rights related to the processing of your personal data

Access to data – you may ask us which of your personal data are processed by us.

Data rectification – you have the right to request data rectification if data are/become incorrect or incomplete.

Data erasure – in some situations, if you want to have your data erased, GDPR guarantees you the so called “right to be forgotten”.

Limitation of processing – in some situation you may request that we limit our processing, in general to the storage of your information only.

Data portability – you have the right to receive your data in commonly used and machine-readable format, and also to transmit them to another controller.

Objection – in certain situations you have the right to object against the processing of your data, for example, for reasons related to your particular situation you may object to the operations performed by us when we base our processing on our legitimate interests.

When despite your objection we find that there are compelling legitimate grounds for the processing which override your interests, rights and freedoms, or basis for the establishment, exercise or defence of legal claims, we will continue to process data covered by the objection to the extent necessary.

At any time you may object without cause to the processing for the purposes of direct marketing. Should you submit such objection, we will not be allowed to process your data for that purpose.

Complaint to the supervisory authority – you are entitled to lodge a complaint to the supervisory authority, and in Poland it is the President of the Office for Personal Data Protection. Detailed description of the complaint procedure is available at: <https://uodo.gov.pl/pl/83/155>. The list of local supervisory authorities in the EU and their contact details are available at: https://edpb.europa.eu/about-edpb/board/members_en.