

Data Protection Regulation

The following privacy policy applies to the use of our online offer www.newdirectiontackle.co.uk (hereinafter "Website"). We attach great importance to privacy. The collection and processing of your personal data is carried out in compliance with the applicable data protection regulations, in particular the General Data Protection Regulation (DSGVO/ GDPR).

1. Responsible person

Responsible for the collection, processing and use of your personal data within the meaning of Art. 4 No. 7 GDPR is New Direction Tackle Ltd. U Oceana House 39-49 Commercial Road, First Floor, Southampton, Hampshire SO15 1GA, England

If you wish to object to the collection, processing or use of your data by us in accordance with this Privacy Policy as a whole or for individual measures, you can address your objection to the person responsible. You can save and print this privacy policy at any time.

2. General Purposes of Processing

We use personal information for the purpose of operating the website and for making the offer around the website better.

3. What data do we use and why?

3.1. Hosting

The hosting services we use to provide the following services: infrastructure and platform services, computing capacity, storage and database services, security and technical maintenance services we use to operate the website. In doing so, we or our hosting provider processes inventory data, contact data, content data, contract data, usage data, meta and communication data of customers, interested parties and visitors to this website on the basis of our legitimate interests in an efficient and secure provision of our website acc. Art. 6 para. 1 sentence 1 f) DSGVO i.V.m. Art. 28 GDPR.

3.2. Access

Data We collect information about you when you use this website. We automatically collect information about your usage and interaction with us and register information about your computer or mobile device. We collect, store and use data about every access to our website (so-called server log files). Access data includes:

-Name and URL of the retrieved file -date and time of retrieval -loaded dataset -message about successful retrieval (HTTP response code) -Browser type and browser version -operating system -Referer URL (ie, the previously visited page) sites owned by the user's system to be accessed through our website - Internet service providers of the user - IP address and the requesting providers We use this log data without assignment to you or any profiling for statistical analysis for the purpose of operating, security and optimizing our website, but also for the anonymous recording of the number of visitors to our website (traffic) as well as the extent and nature of the use of our website and services, as well as for billing purposes in order to measure the number of clicks received from cooperation partners. This information enables us to provide personalized and location-based content, analyze traffic, troubleshoot and improve our services. This is also our legitimate interest in accordance with Article 6 paragraph 1 p. 1 f) GDPR. We reserve the right to check the log data retrospectively if, on the basis of concrete evidence, the legitimate suspicion of unlawful use exists. We store IP addresses in the log files for a limited period if necessary, for security purposes or for the provision of services or the billing of a service, eg. Eg if you use one of our offers. After termination of the order process or after receipt of payment, we will delete the IP address if it is no longer required for security purposes. We store IP addresses even if we have a specific suspicion of a crime in connection with the use of our website. In addition, as part of your account, we save the date of your last visit (for example, when registering, logging in, clicking links, etc.).

3.3. Cookies

We use so-called session cookies to optimize our website. A session cookie is a small text file that is sent by the respective servers when visiting a website and stored on your hard disk. As such, this file contains a so-called session ID, with which various requests from your browser can be assigned to the shared session. This will allow your computer to be recognized when you return to our website. These cookies are deleted after you close your browser. They serve z. For example, you can use the shopping cart feature across multiple pages. We also use a small amount of persistent cookies (also small text files that are stored on your device) that remain on your device and allow us to recognize your browser the next time you visit it. These cookies are stored on your hard drive and delete themselves after the given time. Their lifespan is 1 month to 10 years. In this way, we can present our offer in a more user-friendly, effective and secure way and, for example, show you information tailored to your interests on the page. Our legitimate interest in the use of cookies in accordance with Article 6 para. 1 sentence 1 f) GDPR is to make our website more user-friendly, effective and secure. The cookies store about the following data and information:

-Log-In-Information -Language Settings-Entered Keywords -Information about the number of visits to our website and use of individual features of our website. When the cookie is activated, it will be assigned an identification number and no assignment of your personal

data to this identification number will be made. Your name, IP address or similar data that would allow the cookie to be associated with you will not be inserted into the cookie. Based on the cookie technology, we only receive pseudonymous information, for example, which pages of our shop were visited, which products were viewed, etc. You can set your browser so that you are informed in advance about the setting of cookies and decide on a case-by-case basis. You may choose to opt-out of cookies for specific cases or generally, or to prevent cookies altogether. This may limit the functionality of the website.

3.4. Data for the fulfilment of our contractual obligations

We process personal data that we need to fulfil our contractual obligations, such as name, address, e-mail address, ordered products, billing and payment data. The collection of this data is required for the conclusion of the contract. The deletion of the data takes place after expiry of the warranty periods and legal retention periods. Any data associated with a user account (see below) will in any case be retained for the time this account is maintained. The legal basis for the processing of this data is Article 6 (1) sentence 1 (b) GDPR, because this data is needed so that we can fulfil our contractual obligations to you.

3.5. Your Personal Account

Dealers can create a user account on our website, which we configure and activate in advance. If you wish this, we need the personal data requested during login. Later logins will only require your email or username and the password you have chosen. For the new registration we collect master data (eg name, address), communication data (eg e-mail address) and payment data (bank details) as well as access data (user name and password). In order to ensure your proper registration and to prevent unauthorized log-ins by third parties, you will receive an activation link by e-mail after your registration in order to activate your account. Only after registration, we permanently store the data transmitted by you in our system. You can have a user account created at any time deleted from us, without incurring any costs other than the transmission costs according to the basic rates. A text message to the contact details referred to in point 1 (eg e-mail, fax, letter) is sufficient. We will then delete your stored personal data, as far as we do not have to store them for the processing of orders or due to legal storage obligations. The legal basis for the processing of this data is your consent in accordance with Art. 6 (1) sentence 1 a) GDPR.

3.6. Newsletter

To register for the newsletter, the data requested in the registration process is required. The registration for the newsletter will be logged. After registering, you will receive a message on the specified email address requesting confirmation of your registration ("Double Opt-in").

This is necessary so that third parties can not register with their email address. You can always revoke your consent to receive the newsletter and thus unsubscribe from the newsletter. We save the log-in details as long as they are needed for sending the newsletter. The logging of the application and the shipping address are stored as long as there was an interest in the proof of the originally given consent, as a rule, these are the limitation periods for civil claims, thus a maximum of three years. Legal basis for sending the newsletter is your consent acc. Art. 6 para. 1 sentence 1 a) in conjunction with Art. 7 DSGVO in conjunction with § 7 (2) no. 3 UWG. Legal basis for logging the application is our legitimate interest in proving that the shipment was made with your consent. You can cancel the application at any time, without incurring any costs other than the transmission costs according to the basic rates. A text message to the contact details referred to in point 1 (eg e-mail, fax, letter) is sufficient. Of course, you will also find an unsubscribe link in every newsletter.

3.7. Product Recommendations

Regardless of the newsletter, we will send you regular product recommendations by e-mail. In this way, we will provide you with information about products from our offering that you may be interested in based on your recent purchases of goods or services from us. We comply strictly with the legal requirements. You can object to this at any time without incurring any costs other than the transmission costs according to the basic tariffs. A text message to the contact details referred to in point 1 (eg e-mail, fax, letter) is sufficient. Of course, you will also find an unsubscribe link in every e-mail. Legal basis for this is the legal permission according to Art. 6 Abs. 1 S. 1 f) DSGVO in connection with § 7 Abs. 3 UWG.

3.8. E-Mail Contact

If you contact us (eg via contact form or e-mail), we will process your details for the processing of the inquiry as well as for the case that follow-up questions arise. If the data processing takes place for the execution of pre-contractual measures, which take place upon your request, or, if you are already our customer, for the execution of the contract, the legal basis for this data processing is Art. 6 para. 1 p. 1 b) DSGVO. We process further personal data only if you consent to it (Article 6 (1) sentence 1 a) GDPR) or we have a legitimate interest in the processing of your data (Article 6 (1) sentence 1 f) GDPR), A legitimate interest lies z. For example, respond to your email.

4. Google Analytics

We use Google Analytics, a web analytics service provided by Google Inc. ("Google"). Google Analytics uses so-called "cookies", text files that are stored on your computer and that allow an analysis of the use of the website by you. The information generated by the cookie about the use of this website by the site visitors are usually transmitted to a Google

server in the USA and stored there. This is also our legitimate interest in accordance with Article 6 paragraph 1 p. 1 f) GDPR.

Person one of the integrated on our website Twitter buttons, the data and information transmitted to the personal Twitter user account of the person concerned are assigned and stored by Twitter and processed. Twitter always receives information via the Twitter component that the person concerned has visited our website if the person concerned simultaneously logs on to Twitter at the time of access to our website; this takes place regardless of whether the affected person clicks on the Twitter component or not. If such a transfer of this information to Twitter is not wanted by the person concerned, it can prevent the transfer by logging out of their Twitter account before calling our website. Twitter's applicable privacy policy is <https://twitter.com/privacy?lang=de>.

4.1. Privacy Policy on Use and Use of Instagram

The controller has integrated components of the Instagram service on this website. Instagram is a service that qualifies as an audiovisual platform, allowing users to share photos and videos, as well as to redistribute such data across social networks. The operating company of Instagram's services is Instagram LLC, 1 Hacker Way, Building 14 First Floor, Menlo Park, CA, USA. Each time one of the individual pages of this website is called up by the controller and an Instagram component (Insta-Button) has been integrated, the internet browser on the information technology system of the person concerned automatically becomes the respective Instagram component causes a representation of the corresponding component of Instagram to be downloaded. As part of this technical process, Instagram is aware of which specific bottom of our website is visited by the person concerned. If the person is logged in to Instagram at the same time, Instagram recognizes with each visit to our website by the person concerned and during the entire duration of the visit residing on our website, which concrete page visits the affected person. This information is collected through the Instagram component and assigned through Instagram to the affected person's Instagram account. If the person concerned activates one of the Instagram buttons integrated on our website, the data and information transmitted with it are assigned to the personal Instagram user account of the person concerned and saved and processed by Instagram. Instagram always receives information via the Instagram component that the person concerned has visited our website if the person concerned is simultaneously logged in to Instagram at the time of access to our website; this happens regardless of whether the person clicks on the Instagram component or not. If such information is not intended to be transmitted to Instagram by the person concerned, the latter can prevent the transmission by logging out of her Instagram account before calling our website. Additional information and Instagram's privacy policy can be found at <https://help.instagram.com/155833707900388> and <https://www.instagram.com/about/legal/privacy/>.

4.2 Privacy Policy on the Use and Use of Twitter

The controller has integrated Twitter components into this site. Twitter is a multilingual, publicly accessible microblogging service where users can post and distribute tweets, which are limited to 280 characters. These short messages are available to anyone, including non-Twitter subscribers. The tweets are also displayed to the so-called followers of the respective user. Followers are other Twitter users who follow a user's tweets. Twitter also allows you to address a broad audience via hashtags, links or retweets. The operating company of Twitter is Twitter, Inc., 1355 Market Street, Suite 900, San Francisco, CA 94103, USA. Each time one of the individual pages of this website, which is operated by the controller and on which a Twitter component (Twitter button) has been integrated, the Internet browser on the information technology system of the person concerned is automatically activated by the respective Twitter component causes to download a presentation of the corresponding Twitter component of Twitter. More information about the Twitter buttons is available at <http://about.twitter.com/resources/buttons>. As part of this technical process, Twitter receives information about which specific subpage of our website is visited by the person concerned. The purpose of the integration of the Twitter component is to enable our users to redistribute the contents of this website, to make this website public in the digital world and to increase our visitor numbers. If the data subject is simultaneously logged in to Twitter, Twitter recognizes with each visit to our website by the data subject and during the entire duration of each stay on our website, which specific underside of our website visited the person concerned. This information is collected through the Twitter component and assigned by Twitter to the affected person's Twitter account. Press the affected one

Person one of the integrated on our website Twitter buttons, the data and information transmitted to the personal Twitter user account of the person concerned are assigned and stored by Twitter and processed. Twitter always receives information via the Twitter component that the person concerned has visited our website if the person concerned simultaneously logs on to Twitter at the time of access to our website; this takes place regardless of whether the affected person clicks on the Twitter component or not. If such a transfer of this information to Twitter is not wanted by the person concerned, it can prevent the transfer by logging out of their Twitter account before calling our website. Twitter's applicable privacy policy is <https://twitter.com/privacy?lang=de>.

4.3. Privacy Policy on Use and Use of YouTube

The controller has incorporated YouTube components on this site. YouTube is an internet video portal that allows video publishers to freely watch video clips and other users for free viewing, rating and commenting. YouTube allows the publication of all types of videos, so that both complete film and television broadcasts, but also music videos, trailers or user-

made videos via the Internet portal are available. YouTube's operating company is YouTube, LLC, 901 Cherry Ave., San Bruno, CA 94066, USA. YouTube, LLC is a subsidiary of Google Inc., 1600 Amphitheater Pkwy, Mountain View, CA 94043-1351, USA. Each visit to one of the pages of this website operated by the controller and incorporating a YouTube component (YouTube video) automatically causes the Internet browser on the subject's information technology system to be represented by the respective YouTube component to download an illustration of the corresponding YouTube component from YouTube. More information about YouTube can be found at <https://www.youtube.com/yt/about/en/>. As part of this technical process, YouTube and Google will be aware of which specific bottom of our site the person is visiting. If the person is logged in to YouTube at the same time, YouTube recognizes by calling a sub-page that contains a YouTube video, which specific bottom of our website the affected person visits. This information will be collected by YouTube and Google and associated with the affected person's YouTube account. YouTube and Google will always receive information through the YouTube component that the data subject has visited our website if the data subject is simultaneously logged into YouTube at the time of access to our website; this happens regardless of whether the person clicks on a YouTube video or not. Is not such a transfer of this information to YouTube and Google of the person concerned This can prevent the transmission by logging out of your YouTube account before calling our website. YouTube's privacy policy, available at <http://www.google.com/intl/en/policies/privacy/>, identifies the collection, processing, and use of personally identifiable information by YouTube and Google.

4.4. Data protection provisions on the use and use of Facebook

The controller has integrated components of the company Facebook on this website. Facebook is a social network. A social network is an Internet-based social meeting place, an online community that usually allows users to communicate with each other and interact in virtual space. A social network can serve as a platform for sharing views and experiences, or allows the Internet community to provide personal or business information. Facebook allows social network users to create private profiles, upload photos and socialize via friend requests. The operating company of Facebook is Facebook, Inc., 1 Hacker Way, Menlo Park, CA 94025, USA. The person responsible for the processing of personal data, if an affected person lives outside the US or Canada, is Facebook Ireland Ltd., 4 Grand Canal Square, Grand Canal Harbor, Dublin 2, Ireland. Each time one of the individual pages of this website, which is operated by the controller and on which a Facebook component (Facebook plug-in) is integrated, the Internet browser on the information technology system of the person concerned is automatically activated by the respective Facebook Component causes a representation of the Facebook Facebook component to download. An overview of all Facebook plug-ins can be found at https://developers.facebook.com/docs/plugins/? Locale = en_US. As part of this technical process, Facebook receives information about which specific

subpage of our website is visited by the person concerned. If the person concerned is simultaneously logged in to Facebook, Facebook recognizes with each visit to our website by the data subject and during the entire duration of the respective stay on our website, which specific underside of our website visited the person concerned. This information is collected through the Facebook component and assigned by Facebook to the respective Facebook account of the data subject. If the person concerned activates one of the Facebook buttons integrated on our website, for example the "Like" button, or if the person concerned makes a comment, Facebook assigns this information to the personal Facebook user account of the person concerned and saves this personal data, Facebook always receives information via the Facebook component that the data subject has visited our website if the data subject is simultaneously logged in to Facebook at the time of access to our website; this takes place regardless of whether the person concerned clicks on the Facebook component or not. If such a transfer of this information to Facebook is not wanted by the person concerned, it can prevent the transfer by logging out of their Facebook account before calling our website. The data policy published by Facebook, which can be accessed at <https://de-de.facebook.com/about/privacy/>, provides information on the collection, processing and use of personal data by Facebook. It also explains which options Facebook offers to protect the privacy of the data subject. In addition, different applications are available, which make it possible to suppress data transmission to Facebook. Such applications can be used by the data subject to suppress data transmission to Facebook.

4.5. Payment: Privacy Policy PayPal as payment method

The controller has integrated on this website PayPal components. PayPal is an online payment service provider. Payments are made through so-called PayPal accounts, which are virtual private or business accounts. In addition, PayPal has the ability to process virtual payments through credit cards if a user does not have a PayPal account. A PayPal account is managed via an email address, which is why there is no classic account number. PayPal makes it possible to initiate online payments to third parties or to receive payments. PayPal also takes on trustee functions and offers buyer protection services. The European operating company of PayPal is PayPal (Europe) S.à.r.l. & Cie. S.C.A., 22-24 Boulevard Royal, 2449 Luxembourg, Luxembourg. If the data subject selects "PayPal" as a payment option during the ordering process in our online shop, data of the data subject will be automatically transmitted to PayPal. By selecting this payment option, the data subject consents to the transfer of personal data required for payment processing. The personal data transmitted to PayPal are usually first name, last name, address, email address, IP address, telephone number, mobile phone number or other data required for payment processing. For the execution of the purchase contract also necessary personal data, which are in connection with the respective order. The purpose of the transmission of the data is payment processing and fraud prevention. The controller will provide PayPal with personally identifiable

information, in particular if there is a legitimate interest in the transfer. Personal data exchanged between PayPal and the controller may be transmitted by PayPal to credit reporting agencies. This transmission aims at the identity and credit check. PayPal may disclose personal information to affiliates and service providers or subcontractors, to the extent necessary to fulfil the contractual obligations or to process the data on behalf of the customer. The data subject has the option to revoke the consent to the handling of personal data against PayPal at any time. A revocation has no effect on personal data that must be processed, used or transmitted for (contractual) payment processing.

PayPal's applicable privacy policy can be accessed at <https://www.paypal.com/uk/webapps/mpp/ua/privacy-full>.

5.Storage duration

Unless specifically stated, we store personal data only as long as necessary for the fulfilment of the purposes pursued. In some cases, the legislator provides for the retention of personal data, for example in tax or commercial law. In these cases, the data will be stored by us only for these legal purposes, but not otherwise processed and deleted after expiration of the statutory retention period.

6. Your rights as a data controller

In accordance with the applicable laws, you have various rights regarding your personal data. If you would like to assert these rights, please send your request by e-mail or by post with a clear identification of your person to the address stated in section 1. Below is an overview of your rights.

6.1. Right on confirmation and information

You have the right to clear information about the processing of your personal data. In particular: You have the right at any time to obtain confirmation from us as to whether personal data relating to you are being processed. If this is the case, you have the right to request free information from us about the personal data stored with you and a copy of this data. Furthermore, there is a right to the following information: 1.the processing purposes; 2.the categories of personal data being processed; 3.the recipients or categories of recipients to whom the personal data have been or are being disclosed, in particular in the case of beneficiaries in third countries or international organizations; 4. if possible, the planned duration for which the personal data will be stored or, if this is not possible, the criteria for determining that duration; 5.the existence of a right to rectification or erasure of personal data concerning you or to restriction of processing by the controller or a right to object to such processing; 6.the existence of a right of appeal to a supervisory authority; 7.if

the personal information is not collected from you, all available information about the source of the data; 8. The existence of automated decision-making including profiling according to Art. 22 (1) and (4) GDPR and - at least in these cases - meaningful information about the logic involved, as well as the implications and intended effects of such processing for you.

If personal data are transmitted to a third country or to an international organization, you have the right to be informed about the appropriate guarantees under Art. 46 GDPR in connection with the transfer.

6.2. Right to rectification

You have the right to demand that we correct and, if necessary, complete your personal data. In detail: You have the right to demand immediate correction of incorrect personal data concerning you. Taking into account the purposes of the processing, you have the right to request the completion of incomplete personal data, including by means of a supplementary statement.

6.3. Request for Deletion ("Right to be Forgotten")

In a number of cases, we are required to erase personal information concerning you. In detail: According to Art. 17 (1) GDPR, you have the right to ask us to delete your personal data without delay and we are obliged to delete personal data immediately if one of the following reasons applies: 1. The personal data are no longer necessary for the purposes for which they were collected or otherwise processed. 2. They revoke their consent, on which the processing was based on Art. 6 (1) sentence 1 a) GDPR or Art. 9 (2) (a) GDPR, and there is no other legal basis for the processing. 3. In accordance with Art. 21 para. 1 DSGVO, you object to the processing and there are no legitimate reasons for the processing, or you object to the processing according to Art. 21 (2) GDPR. 4. The personal data were processed unlawfully. 5. The deletion of personal data is required to fulfil a legal obligation under Union or national law to which we are subject. 6. The personal data were collected in relation to information society services offered pursuant to Art. 8 (1) GDPR. If we have made the personal data public and if we are obliged to delete it pursuant to Art. 17 (1) GDPR, we shall take appropriate measures, including technical ones, for data controllers, who are responsible for the personal data, taking into account the available technology and the implementation costs. Process Data, informing you that you have requested the deletion of any links to such personal information or copies or replications of such Personal Information.

6.4. Right to Limitation of Processing

In a number of cases, you are entitled to demand that we restrict the processing of your personal data. Specifically: You have the right to demand that we restrict processing if one of the following conditions is met:

1. The accuracy of your personal data is contested by you for a period of time that allows us to verify the accuracy of your personal information, 2. The processing is unlawful and you refuse the deletion of your personal data and, instead, to restrict your personal data. Have requested the use of personal data; 3. We no longer need the personal data for the purposes of processing, but you need the data to assert, exercise or defend legal claims, or 4. you have objected to the processing under Art. 21 para. 1 GDPR, as long as still It is not clear whether the legitimate reasons of our company outweigh yours.

6.5. Right to Data Portability

You have the right to receive, transmit or transmit any personal data relating to you in a machine-readable manner. Specifically, you have the right to receive the personal information you provide to us in a structured, common and machine-readable format, and you have the right to transfer that information to another person without hindrance, provided that 1. The processing is based on a consent pursuant to Article 6 (1) sentence 1 a) GDPR or Article 9 (2) (a) GDPR or on a contract pursuant to Article 6 (1) sentence 1 (b) GDPR and 2. the processing is done using automated methods. In exercising your right to data portability in accordance with paragraph 1, you have the right to obtain that the personal data are transmitted directly by us to another party, as far as technically feasible.

6.6. Right of objection

You have the right to object to the lawful processing of your personal data by us if this is based on your particular situation and if our interests in processing do not prevail. In detail: You have the right, for reasons arising from your particular situation, to object at any time to the processing of personal data concerning you pursuant to Article 6 (1) sentence 1 (e) or (f) GDPR; this also applies to profiling based on these provisions. We no longer process personal information unless we can demonstrate compelling legitimate grounds for processing that outweigh your interests, rights and freedoms, or the processing is for the purposes of asserting, exercising or defending legal claims. If personal data are processed by us in order to operate direct mail, you have the right to object at any time to the processing of personal data concerning you for the purpose of such advertising; this also applies to profiling insofar as it is associated with such direct mail. You have the right, for reasons that arise from your particular situation, against the processing of personal data concerning you for scientific or historical research purposes or for statistical purposes pursuant to Art. 89 (1) GDPR,

Objection, unless the processing is necessary to fulfil a public interest task.

6.7. Automatic decisions, including profiling

You have the right not to be subject to a decision based solely on automated processing - including profiling - that will have legal effect or similarly affect you in a similar way. There is no automated decision-making based on personal data collected.

6.8. Right to revoke a data protection consent

You have the right to revoke a consent to the processing of personal data at any time.

6.9. Right on a complaint to a supervisory authority

You have the right to complain to a supervisory authority, in particular in the Member State of your place of residence, employment or the place of the alleged infringement, if you believe that the processing of your personal data is unlawful.

7.Data security

We make every effort to ensure the security of your data within the framework of applicable data protection laws and technical possibilities. Your personal data is transmitted encrypted with us. This applies to your orders and also to the customer login. We use the SSL (Secure Socket Layer) coding system, but point out that data transmission over the Internet (for example, when communicating via e-mail) may have security vulnerabilities. A complete protection of the data from access by third parties is not possible. To safeguard your data, we maintain technical and organizational security measures in accordance with Art. 32 DSGVO, which we always adapt to state-of-the-art technology. We also do not warrant that our offer will be available at specific times; Disturbances, interruptions or failures cannot be excluded. The servers we use are regularly backed up carefully.

8.Transfer of data to third parties, No data transfer to non-EU countries

Basically, we use your personal data only within our company. If and to the extent that we engage third parties in the performance of contracts (such as logistics service providers), these personal data will only be received to the extent that the transmission is required for the corresponding service. In the event that we outsource certain parts of the data processing ("order processing"), we contractually obligate the processor to use personal data only in accordance with the requirements of data protection laws and to ensure the protection

of the data subject's rights. Data transmission to agencies or persons outside the EU outside of the case referred to in paragraph 4 does not take place and is not planned.