

POLICY
on the Handling of Illegal Comments

1. Introduction

- 1.1. Net Média Zrt. (hereinafter: the “Media Service Provider”), in compliance with its obligation set out in Section 20/A of Act CIV of 2010 on the Freedom of the Press and the Fundamental Rules of Media Content, in accordance with the recommendation issued by the Media Council of the National Media and Infocommunications Authority in this regard, and in line with the guidelines of the Association of Hungarian Content Providers, has established and adopted this Policy (hereinafter: the “Policy”) concerning the procedure to be applied, after publication, for addressing illegal comments related to the contents of Portfolio.hu (hereinafter: the “Publication”).
- 1.2. By providing the opportunity for users to post comments in connection with the contents of the Publication, the Media Service Provider renders a service qualifying as “hosting service” under Article 3(g)(iii) of Regulation (EU) 2022/2065 of the European Parliament and of the Council of 19 October 2022 on a Single Market for Digital Services and amending Directive 2000/31/EC (hereinafter: the “DSA Regulation”).
- 1.3. Pursuant to the DSA Regulation, the Media Service Provider shall not be obliged to continuously monitor comments posted in relation to the contents of the Publication, nor to actively investigate facts or circumstances.
- 1.4. Furthermore, under the DSA Regulation, the Media Service Provider shall not be held liable for illegal comments posted in connection with the contents of the Publication, provided that it has no actual knowledge of any illegal activity or illegal content and, with regard to claims for damages, is not aware of facts or circumstances that clearly indicate illegal activity or illegal content; or, upon obtaining such knowledge, acts expeditiously to remove or disable access to the illegal content.
- 1.5. This Policy shall not apply to comments infringing copyright or related rights, which are governed by Section 13 of Act CVIII of 2001 on Certain Issues of Electronic Commerce Services and Information Society Services.
- 1.6. By posting a comment related to the contents of the Publication, the user acknowledges and accepts the provisions set forth in this Policy.

2. Data of the Media Service Provider

Company name: Net Média Zrt.
Registered seat: 1027 Budapest, Bem József utca 1/B.
Postal address: 1027 Budapest, Bem József utca 1/B.
Company registration number: 01-10-044439
Tax number: 12527052-2-41
E-mail address: panasza@portfolio.hu

3. Comment Interfaces

3.1. The Media Service Provider enables the posting of comments related to the contents of the Publication on the following platforms:

- <https://forum.portfolio.hu/>
Only registered users of the Publication are entitled to post comments on this forum.
- On the social media platforms of the Publication:
 - <https://www.facebook.com/portfolio.hu/>
 - <https://www.instagram.com/portfoliohu/>
 - <https://www.linkedin.com/company/portfolio.hu/posts/>
 - <https://www.tiktok.com/@portfolio.hu>
 - https://x.com/portfolio_hu
 - https://www.reddit.com/r/portfolio_hu/
 - <https://www.youtube.com/@Portfolioponthu>
 - <https://www.threads.net/@portfoliohu>
 - <https://www.facebook.com/Portfoliotrader01/>
 - <https://www.facebook.com/portfoliorendezyenyek/>
 - <https://www.linkedin.com/company/portfolio-conferences/posts/>
 - <https://www.facebook.com/PortfolioIngatlan/>
 - <https://www.linkedin.com/company/portfolio-ingatlan/posts/>

4. General Provisions

- 4.1. Commenting represents an accepted form of expressing opinions and engaging in civil communication, which contributes to shaping public opinion and facilitates the community discussion of significant issues.
- 4.2. The Media Service Provider may classify as illegal any comment that violates any of the prohibitions listed in this Policy. It shall be within the Media Service Provider's sole discretion to determine whether a comment qualifies as illegal.
- 4.3. The subsequent moderation of comments appearing in connection with the contents of the Publication shall not constitute editorial responsibility for such user-generated content appearing on these platforms.
- 4.4. The Media Service Provider reserves the right not to allow commenting in connection with certain content, or to suspend or terminate the commenting function.
- 4.5. In order to preserve the consistency of discussions, users shall not modify the text of their own comments after publication.

5. Prohibited Comments

- 5.1. It is prohibited to post any comment that violates the laws in force in Hungary at the time of publication, or that contains any call, encouragement, or offer to commit a criminal act or any other unlawful act.

- 5.2. It is prohibited to post any vulgar, aggressive, or threatening comment. Comments shall not incite violent behaviour.
- 5.3. It is prohibited to post comments that are offensive, defamatory, or degrading to other persons – including journalists – or that contain clearly vulgar or insulting statements directed at such persons, including personal attacks.
- 5.4. It is prohibited to post comments that offend public decency or are capable of inciting hatred or intimidation. Comments shall not be racist, shall not promote hostility based on race, nationality, religion, gender, or political opinion, and shall not contain hate speech.
It is also prohibited to post comments containing links, references, images, or other materials leading to websites of such nature.
- 5.5. It is prohibited to post defamatory comments or comments intended to violate the honour, reputation, or memory of others.
- 5.6. It is prohibited to post comments infringing personality rights. Comments shall not violate human dignity, or the right to privacy, image, or voice recording.
- 5.7. It is prohibited to post comments promoting or aimed at spreading extremist religious views.
- 5.8. Comments shall not violate the dignity of national symbols or any religious conviction.
- 5.9. Comments shall not encourage the use of substances harmful to health.
- 5.10. It is prohibited to post comments that may be detrimental to the development of minors.
- 5.11. Explicit political propaganda or agitation is prohibited.
Although the Publication naturally includes public affairs content that may involve political facts, and the readers' opinions on such topics are welcome, the Media Service Provider does not intend to provide a platform for explicit political propaganda, agitation, or unwanted political advertisements.
- 5.12. Comments shall not contain trade secrets or unlawfully obtained data, nor shall they result in the unauthorised processing of personal data.
- 5.13. It is prohibited to post comments containing commercial communications or advertisements.

6. Reporting of Illegal Comments

- 6.1. Any person who considers that a comment posted in connection with the contents of the Publication is illegal or violates any of the prohibitions set out in this Policy may report it to the Media Service Provider.
If the allegedly illegal comment infringes personal rights, only the person whose rights have been violated and/or their authorised representative shall be entitled to submit such a report.
- 6.2. Requests for information, expressions of opinion, suggestions concerning the Publication or its contents, or any other claims not directly related to the above shall not qualify as a report under this Policy.
Reports that are manifestly unfounded or made in bad faith shall likewise not qualify as reports under this Policy.

- 6.3. Reports shall be submitted in writing, by e-mail to the address specified in Section 2 of this Policy. The report shall indicate at least the content to which the allegedly unlawful comment was posted, the comment considered unlawful (in an identifiable manner), and shall briefly describe the reasons why the reporter considers the comment to be illegal.
- 6.4. The Media Service Provider itself monitors comments – through its staff, by human involvement – to determine whether they are in breach of any legal provisions or of this Policy. The Media Service Provider performs this activity with due care within its capabilities; therefore, neither the making nor the omission or delay of a report under this Section shall exempt the commenter from the consequences of posting a prohibited comment, nor shall it imply the Media Service Provider's explicit or implicit agreement with the content of any prohibited comment.

7. Procedure in Case of Illegal Comments

- 7.1. Except in manifestly unfounded cases, the Media Service Provider shall not examine the substance of the report but shall remove or disable access to the reported comment, depending on the platform concerned, within 24 hours of receipt of the notification.
- 7.2. The Media Service Provider shall also be entitled, independently of any report, to remove or disable access to any comment if, based on its own observation as referred to in Section 6.4, it determines that the comment qualifies as illegal, taking into account the provisions of this Policy.
- 7.3. If a user repeatedly, or in a serious manner, violates the provisions of this Policy, the Media Service Provider may suspend or permanently revoke the user's right to post comments, or may ban the user from the service. Such decisions shall be made by the Media Service Provider on a case-by-case basis, and the affected user shall be notified of the decision.

8. Legal Remedies

- 8.1. Any user may submit a complaint against any action taken by the Media Service Provider.
- 8.2. Complaints shall be sent by e-mail to the address specified in Section 2 of this Policy. The complaint shall include the complainant's details (at least the complainant's name and e-mail address) and shall identify the action of the Media Service Provider to which the complaint relates, the content in connection with which the allegedly unlawful comment was posted, the comment concerned (in an identifiable manner), and shall briefly explain why the complainant considers the Media Service Provider's action to be unlawful. The complainant may attach to the complaint any additional documents or evidence related to the matter concerned.
- 8.3. The Media Service Provider shall examine the complaints received within 30 days of receipt and shall inform the complainant in writing (by e-mail) of the outcome.
- 8.4. The Media Service Provider shall maintain a register of the complaints received, containing the complainant's name and e-mail address, the subject of the complaint, the date of the examination and its outcome, and the date of the response sent to the complainant.

9. Miscellaneous Provisions

- 9.1. The language of this Policy is Hungarian.
- 9.2. The provisions of this Policy shall remain in force from 1 April 2025 until withdrawn or until any amendments enter into force.
- 9.3. The Media Service Provider reserves the right to amend this Policy at any time by unilateral decision. The amended Policy shall be published by the Media Service Provider on its platforms.
- 9.4. Users may enforce any claims related to the provisions of this Policy before the court having jurisdiction and competence under the applicable laws.