

We are delighted that you have chosen to visit our website. We take our data protection responsibilities with the utmost seriousness and we have designed our website so that you may navigate and use our website without having to provide Personal Data.

This Policy sets out what Personal Data we collect, how we process it and how long we retain it. This Policy is applying to all of our processing activities where we act as a data controller.

In this policy, "we", "us" and "our" refers to Gnosis Limited a company incorporated in Gibraltar with its registered address World Trade Center 6 Bayside Rd, Gibraltar. For more information about us, see the Contact Us section of this policy.

In this Policy, "personal data" means any information relating to you as an identified or identifiable natural person ("Data Subject"); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an online identifier or to one or more factors specific to your physical, physiological, genetic, mental, economic, cultural or social identity.

In this Policy, "processing" means any operation or set of operations which is performed on personal data (as defined in this Privacy Policy) or on sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

If you are viewing this policy online, you can click on the below links to jump to the relevant section:

Blockchain technology, also known as distributed ledger technology (or simply 'DLT'), is at the core of our business. Blockchains are decentralized and made up of digitally recorded data in a chain of packages called 'blocks'. The manner in which these blocks are linked is chronological, meaning that the data is very difficult to alter once recorded. Since the ledger may be distributed all over the world (across several 'nodes' which usually replicate the ledger) this means there is no single person making decisions or otherwise administering the system (such as an operator of a cloud computing system), and that there is no centralized place where it is located either.

Accordingly, by design, a blockchain's records cannot be changed or deleted and is said to be 'immutable'. This may affect your ability to exercise your rights such as your right to erasure

(‘right to be forgotten’), or your rights to object or restrict processing, of your personal data. Data on the blockchain cannot be erased and cannot be changed. Although smart contracts may be used to revoke certain access rights, and some content may be made invisible to others, it is not deleted.

In certain circumstances, in order to comply with our contractual obligations to you (such as delivery of tokens) it will be necessary to write certain personal data, such as your Ethereum or other cryptocurrency wallet address, onto the blockchain; this is done through a smart contract and requires you to execute such transactions using your wallet’s private key.

In most cases ultimate decisions to (i) transact on the blockchain using your Ethereum or other cryptocurrency wallet address, as well as (ii) share the public key relating to your Ethereum or other cryptocurrency wallet address with anyone (including us) rests with you.

### 3.1. When visiting our website

We may collect and process Personal Data about your use of our website. This data may include:

- i. the browser types and versions used;
- ii. the operating system used by the accessing system;
- iii. the website from which an accessing system reaches our website (so-called referrers);
- iv. behaviour: subpage, duration, and revisit
- v.. the date and time of access to our website,
- vi. the Internet protocol address (“IP address”);
- vii. the Internet service provider of the accessing system; and
- viii. any other similar data and information that may be used in the event of attacks on our information technology systems.

This data may be processed in order to deliver the content of our website correctly, to optimize the content of our website to ensure the long-term viability of our information technology systems and website technology, and to provide law enforcement authorities with the information necessary for criminal prosecution in case of a cyber-attack.

The legal basis for this processing is our legitimate business interests, namely monitoring and improving our website and the proper protection of our business against risks and your consent when agreeing to accept cookies

### 3.2. When using the DutchX

When performing trades in the DutchX we may collect and process Personal Data. The data will be stored in different instances.

- a) On the Rinkeby testnet following data will be stored:

- i. your wallet address;
- ii. trade data (timestamp, sell and bought token (amount and kind);
- iii. fees (OWL detection, fees paid in OWL, MGN generated, fee reduction based on MGN and fees paid in participating tokens).

b) Furthermore, we will store log data which include:

- i. the Internet protocol address ("IP address"); and
- ii. browser description.

This data may be processed in order to deliver the functionality of the product. The legal basis for this processing is that it is necessary to fulfil a contract with you and our legitimate business interests, namely monitoring and improving our service.

### 3.3. Other uses of your Personal Data

We may process any of your Personal Data where it is necessary to establish, exercise, or defend legal claims. The legal basis for this processing is our legitimate interests, namely the protection and assertion of our legal rights, your legal rights and the legal rights of others.

Further, we may process your Personal data where such processing is necessary in order for us to comply with a legal obligation to which we are subject. The legal basis for this processing is our legitimate interests, namely the protection and assertion of our legal rights.

### 4.1. MetaMask

In order to participate in the DutchX, you will have to connect your wallet through the web3 wallet provider MetaMask. When connecting with MetaMask, they may collect and store Personal Data. This may include:

- i. Network information;
- ii. first wallet address created through the MetaMask plugin;
- iii. highest browser permissions could lead to procurements of more personal information; and
- iv. interaction with the site is also documented via a MetaMask Google Analytics account.

For further information and the applicable data protection provisions of MetaMask please visit <https://metamask.io/privacy.html> .

MetaMask's purpose and function is further explained under the following Link <https://metamask.io/> .

### 4.2. Amazon Web Server

We use the Amazon Web Server (AWS) to store log and database data as described in section 3.2 c).

For further information and the applicable data protection provisions of AWS please visit [https://aws.amazon.com/privacy/?nc1=f\\_pr](https://aws.amazon.com/privacy/?nc1=f_pr) .

#### 4.3. API

We provide an easier access to anyone to the information in the blockchain which can be accesses here: <https://dutchx-rinkeby.d.exchange/api/>

The API enables everyone to access the information of the smart contracts including:

- i. balances of the users for the different tokens, including locked MGN;
- ii. information about the tokens listed in the DutchX and the ones that generate MGN;
- iii. information about the auctions: sell volumes, buy volumes, start dates, closing prices; and
- iv. information about the deposits, sell orders, buy orders, fees applied, dates and address of the trade - information about the claiming and generation of MGN.

#### 4.4. Bots

The purpose of bots are to serve as liquidity of last resort in the event market participants provide insufficient volume. Where a project lacks a dedicated market maker this avoids funds getting stuck. Ensures that the auction continuously re-starts by topping up the available sellVolume if needed. Ensures price integrity by buying a specific amount of the sellVolume, if needed, and closing the auction. The bots will report to us including the following information:

- i. Sell/buy orders for the bot;
- ii. Claiming of the bots;
- iii. external token prices; and
- iv. errors while performing operations.

We may pass your information to our Business Partners, administration centers, third party service providers, agents, subcontractors and other associated organizations for the purposes of completing tasks and providing our services to you.

In addition, when we use any other third-party service providers, we will disclose only the personal information that is necessary to deliver the service required and we will ensure, via contractual obligations that these requires them to keep your information secure and not to use it for their own direct marketing purposes.

In addition, we may transfer your personal information to a third party as part of a sale of some, or all, of our business and assets or as part of any business restructuring or reorganization, or if we are under a duty to disclose or share your personal data in order to comply with any legal obligation. However, we will take steps to ensure that your privacy rights continue to be protected.

The log data collected when using our service will be stored in our Amazon Web Server, which is based in the US. Amazon is certified under the EU- US Privacy Shield.

We do not use automatic decision-making or profiling when processing Personal Data.

We have put in place appropriate security measures to prevent your personal data from being accidentally lost, used or accessed in an unauthorized way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

We have put in place procedures to deal with any suspected personal data breach and will notify you and any applicable regulator of a breach where we are legally required to do so.

You have certain rights under applicable legislation, and in particular under Regulation EU 2016/679 (General Data Protection Regulation or 'GDPR'). We explain these below. You can find out more about the GDPR and your rights by accessing the [European Commission's website](#).

You have a right to be informed about the processing of your personal data (and if you did not give it to us, information as to the source) and this Privacy Policy intends to provide the information. Of course, if you have any further questions you can contact us on the above details.

You have the right to have any inaccurate personal information about you rectified and to have any incomplete personal information about you completed. You may also request that we restrict the processing of that information.

The accuracy of your information is important to us. If you do not want us to use your Personal Information in the manner set out in this Privacy Policy, or need to advise us of any changes to your personal information, or would like any more information about the way in which we collect and use your Personal Information, please contact us at the above details.

You have the general right to request the erasure of your personal information in the following circumstances:

- the personal information is no longer necessary for the purpose for which it was collected;
- you withdraw your consent to consent based processing and no other legal justification for processing applies;
- you object to processing for direct marketing purposes;
- we unlawfully processed your personal information; and
- erasure is required to comply with a legal obligation that applies to us.

We will proceed to comply with an erasure request without delay unless continued retention is necessary for:

- Exercising the right of freedom of expression and information;
- Complying with a legal obligation under EU or other applicable law;
- The performance of a task carried out in the public interest;
- Archiving purposes in the public interest, scientific or historical research purposes, or statistical purposes, under certain circumstances; and/or
- The establishment, exercise, or defense of legal claims.

You have a right to restrict processing of your personal information, such as where:

- you contest the accuracy of the personal information;
- where processing is unlawful you may request, instead of requesting erasure, that we restrict the use of the unlawfully processed personal information;
- we no longer need to process your personal information but need to retain your information for the establishment, exercise, or defense of legal claims.

You also have the right to object to processing of your personal information under certain circumstances, such as where the processing is based on your consent and you withdraw that consent. This may impact the services we can provide and we will explain this to you if you decide to exercise this right.

Where the legal basis for our processing is your consent or the processing is necessary for the performance of a contract to which you are party or in order to take steps at your request prior to entering into a contract, you have a right to receive the personal information you provided to us in a structured, commonly used and machine-readable format, or ask us to send it to another person.

As explained above, we do not use automated decision-making, but where any automated decision-making takes place, you have the right in this case to express your point of view and to contest the decision, as well as request that decisions based on automated processing concerning you or significantly affecting you and based on your personal data are made by natural persons, not only by computers.

You have a choice about whether or not you wish to receive information from us.

We will not contact you for marketing purposes unless:

- you have a business relationship with us, and we rely on our legitimate interests as the lawful basis for processing (as described above)
- you have otherwise given your prior consent (such as when you download one of our guides)

You can change your marketing preferences at any time by contacting us on the above details. On each and every marketing communication, we will always provide the option for you to exercise your

right to object to the processing of your personal data for marketing purposes (known as 'opting-out') by clicking on the 'unsubscribe' button on our marketing emails or choosing a similar opt-out option on any forms we use to collect your data. You may also opt-out at any time by contacting us on the below details.

Please note that any administrative or service-related communications (to offer our services, or notify you of an update to this Privacy Policy or applicable terms of business, etc.) will solely be directed at our clients or business partners, and such communications generally do not offer an option to unsubscribe as they are necessary to provide the services requested. Therefore, please be aware that your ability to opt-out from receiving marketing and promotional materials does not change our right to contact you regarding your use of our website or as part of a contractual relationship we may have with you.

You also have a right to access information we hold about you. We are happy to provide you with details of your Personal Information that we hold or process. To protect your personal information, we follow set storage and disclosure procedures, which mean that we will require proof of identity from you prior to disclosing such information. You can exercise this right at any time by contacting us on the above details.

Where the legal basis for processing your personal information is your consent, you have the right to withdraw that consent at any time by contacting us on the above details.

If you wish to raise a complaint on how we have handled your personal data, you can contact us as set out above and we will then investigate the matter.

If we have not responded to you within a reasonable time or if you feel that your complaint has not been resolved to your satisfaction, you are entitled to make a complaint to the Data Protection Commissioner under the Data Protection Act, which is presently the Gibraltar Regulatory Authority (GRA). You may contact the GRA on the below details:

Gibraltar Data Protection Commissioner  
Gibraltar Regulatory Authority  
2nd Floor, Eurotowers 4  
1 Europort Road  
Gibraltar  
[info@gra.gi](mailto:info@gra.gi)  
(+350) 200 74636  
(+350) 200 72166

You also have the right to lodge a complaint with the supervisory authority in the country of your habitual residence, place of work, or the place where you allege an infringement of one or more of our rights has taken place, if that is based in the EEA.

We retain your information only for as long as is necessary for the purposes for which we process the information as set out in this policy.

However, we may retain your Personal Data for a longer period of time where such retention is necessary for compliance with a legal obligation to which we are subject, or in order to protect your vital interests or the vital interests of another natural person.

We may make changes to this Policy from time to time. Where we do so, we will notify those who have a business relationship with us or who are subscribed to our emailing lists directly of the changes, and change the 'Last updated' date above. We encourage you to review the Policy whenever you access or use our website to stay informed about our information practices and the choices available to you. If you do not agree to the revised Policy, you should discontinue your use of this website.

This website is owned and operated by Gnosis Limited. We are registered in Gibraltar under registration number 115571, and our registered office is located at:

You can contact us via:

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GX111AA Gibraltar

If you have any queries concerning your rights under this Privacy Policy, please contact us at [dataprotection@gnosis.pm](mailto:dataprotection@gnosis.pm).