



PRIVACY POLICY

Last revised: 19.11.2018

IF YOU DO NOT ACCEPT THIS PRIVACY POLICY (AND (OR) CHANGES, ADDITIONS AND (OR) AMENDMENTS THERETO) - **DO NOT USE THE WEBSITE**

PREAMBLE

What's in this policy?

This Privacy Policy (the “**Policy**”) tells you (“**user**”, “**you**”, “**your**”) the manner in which EncryptoTel processes personal data (information) from the users of the Website <https://encryptotel.com> (the “**Website**”).

Who we are and how to contact us?

The Website is a site operated by ENCRYPTO TELECOM LP, a partnership incorporated and existing in accordance with the legislation of the Republic of Ireland, under registration number LP1935 (the “**we**”, “**us**”, “**our**”, “**Encryptotel**”). We are registered at Office 29, Clifton House, Fitzwilliam Street Lower, Dublin 2, Republic of Ireland.

To contact us, please email us at support@encryptotel.com.

1. INTRODUCTION

- 1.1. This Policy applies to the Website, its subdomains and connected mobile applications (iOS, Android and Microsoft apps (if applicable)) or related EncryptoTel services and products.
- 1.2. Personal data in this Policy means information relating to an identified or identifiable natural person; an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.
- 1.3. Processing of personal data means operation or set of operations, which are performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organization, structuring, storage, adaption or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.
- 1.4. This Policy constitutes an integral part of the Terms of Use, Disclaimer, Cookies Policy or any additional rules, guidelines, policies published on the Website and other legal documents issued by EncryptoTel relating to the Website operation and published at the Website.
- 1.5. This Policy does not apply to services which can be offered on other sites (apps, portals, websites) that have their own separate privacy policy and do not relate to or incorporate this privacy notice.

2. OUR PRINCIPLES

- 2.1. EncryptoTel is committed to respecting your privacy. We take privacy, security and complying with data protection and privacy laws seriously.
- 2.2. We comply with the following privacy principles:
 - (a) respect (we try to build a culture that respects privacy and justifies the trust placed in us);
 - (b) transparency and honesty (we try to communicate clearly about actions we take that may influence on EncryptoTel services and products);
 - (c) balance (when we are required to balance the right to privacy against other obligations necessary to a free and secure society, we work to minimise privacy impacts);
 - (d) laws and standards (we comply with privacy laws and we will work with governments, regulators for better and more meaningful privacy laws and standards).

3. LEGAL OVERVIEW



- 3.1. Using this Website, the user confirms acceptance of this Policy. The user is entitled to withdraw respective consent in any time. Such withdrawal of consent shall not affect the lawfulness of processing personal data based on consent before its withdrawal.
- 3.2. The personal data we collect allows us to keep you in touch with Encryptotel's latest services and products announcements, software updates, etc. By accepting this Policy, you agree to being contacted by us or by our associates or third parties with marketing communications related to EncryptoTel by way of e-mail or SMS or push-notifications (other forms of written communication), any of which you may unsubscribe from at any time by contacting us.
- 3.3. Before permitting you to use the Website and if required by requirements of applicable law, we may require you to provide additional information so that we can verify your identity or address. We may also obtain information about you from third parties such as identity verification services.
- 3.4. We shall not be required to accept you as a counter-party, including acceptance as a user, and we may be unable to accept you as a client until all Know-Your-Client and Anti-Money Laundering documentation we require is duly executed and received, if required under applicable laws, and we reserve the right to reject your payments of any nature (donations, investments, payments, etc.) until it has received all necessary documentation, properly completed and duly executed.
- 3.5. HEREBY you irrevocably declare:
 - (a) that you have read, understood, found satisfactory and fully accepted this Policy;
 - (b) that you confirm that your affirmative consent for processing of personal data is given freely, clearly, specifically and unambiguously;
 - (c) that you consider other documents published at the Website and risk warnings and risk disclosures provided in the Website in any form as an integral part of this Policy.

4. INFORMATION WE COLLECT AND PURPOSES

- 4.1. We may collect only personal data that we need and will not share your personal data with any third parties, unless otherwise directly specified in this Policy.
- 4.2. We may collect the following personal data (information) sent to us by your computer, mobile phone, or other access device:
 - (e) information you have provided to us, including through the Website (including but not limited to personal data, such as your name, address, email address details);
 - (f) information provided by other companies who have obtained your permission to share information about you to third;
 - (g) information about your interaction with adverts and services such as registration, comments;
 - (h) information we collect (or may collect) using cookies;
 - (i) your IP-address;
 - (j) emails or other messages sent by you within the Website;
 - (k) information regarding location of your device when you access and use the Website;
 - (l) device information including, but not limited to, identifier, name, and type, operating system, other technical information about users means of accessing the Website;
 - (m) other profile data including but not limited to: personal pages, gender, age and mobile number
 - (n) billing information;
 - (o) the way you use our products and services: information detailing things like the level of service that you receive – for example, network or service faults and other events that may affect our network services or other services.
- 4.3. We may collect and use user's personal data (information) for the following purposes:
 - (a) to provide EncryptoTel services and products;
 - (b) to improve and promote EncryptoTel services and products;
 - (c) for contacting users;
 - (d) for identity verification purposes
 - (e) for interaction with external networks and platforms;
 - (f) for registration and authentication of users;
 - (g) for handling payments



- (h) to calculate charges;
 - (i) for infrastructure monitoring;
 - (j) for analytics;
 - (k) to cyber-protect the Website and users;
 - (l) for interaction with support and feedback platforms;
 - (m) for risk management purposes;
 - (n) to run promotion, contest, survey or other Website features;
 - (o) to comply with applicable laws;
 - (p) to send users information they agreed (or have requested) to receive about topics we consider as interesting for them.
- 4.4. If we intend to process your personal data subsequently for a purpose other than stated in sub-Clause 3.3, we will prior provide you with the relevant information on such processing including the right to withdraw you consent to processing of the personal data for such purpose.
- 4.5. Your personal data will be adequate, relevant and limited to what necessary in relation to the purposes for which they are processed.
- 4.6. Information is collected and processed through running the Website.
- 4.7. The personal data may be freely provided by the user, or, in case of usage data, collected automatically when using the Website.

5. DISCLOSURE OF PERSONAL DATA

- 5.1. We do not sell, trade, or rent users personal data to others.
- 5.2. We may share aggregated information not linked to any personal data regarding users with EncryptoTel partners, agents, suppliers, trusted affiliates and advertisers.
- 5.3. We may disclose the personal data to third parties when we believe that such disclosure is necessary:
- (a) to conform to legal requirements or to respond to a subpoena, search warrant or other legal process received by us, whether or not a response is required by applicable law;
 - (b) for legal purposes in court or in the stages leading to possible legal action arising from improper use of the Website or the related services;
 - (c) to reveal personal data upon request of public authorities;
 - (d) to compare the personal data provided by the user to third party databases in order to verify its accuracy and confirm user's identity to comply with relevant regulations;
 - (e) to protect our rights;
 - (f) to protect the safety of members of the public and users of the service and (or) the Website.
- 5.4. By giving us affirmative consent for personal data processing you provide us with a right to disclose your personal data (in the scope limited to the necessary to disclose) with¹:
- (a) EncryptoTel banking partners, independent auditors;
 - (b) other users – only for the purposes and to the extent necessary for normal EncryptoTel services and products use or function;
 - (c) third parties, including our own subsidiaries and affiliated companies, which we may engage to preserve, analyse or otherwise store or manipulate personal data received;
 - (d) third parties as technical service providers, mail carriers, hosting providers, IT-companies, communications agencies;
 - (e) payment service providers to assist with payment for transactions or providing withdrawing service;
 - (f) cloud computing service providers to provide cloud storage services;
 - (g) entities we plan to merge with or be acquired by;
 - (h) third party identification services providers for fraud prevention purposes;
 - (i) law enforcement, government officials, or other third parties when we believe in good faith that the disclosure of personal data is necessary to prevent physical harm or financial

¹ In all such cases, respective addresses will be required to treat all such data with the same degree of care as we and they will be prohibited from disclosing such data to any other person or party, except as otherwise provided for in this Policy.



loss, to report suspected illegal activity or to investigate violations of the legal documents published on the Website; or

(j) other third parties only with your prior consent or direction to do so.

- 5.5. We reserve the right to transfer personal data to our successor that has acquired such rights in result of sale or substantial sale of all of our assets to that successor.

6. RETENTION PERIOD

We will retain your personal data for no longer than is necessary to fulfil the purposes for which the information was originally collected unless a longer retention period is required or permitted by law, for legal, tax or regulatory reasons, or other legitimate and lawful business purposes in accordance with the applicable law.

7. SECURITY OF PERSONAL DATA

- 7.1. We make every effort to prevent any unauthorised access and use of personal data.
- 7.2. We process personal data lawfully, fairly and in a transparent manner.
- 7.3. By submitting your personal data, you agree to this transfer (including cross-border transfer), storing, or processing.
- 7.4. Your personal data are stored on secure servers in accordance with the applicable law. Such storage is necessary in order to process your personal data.
- 7.5. We and third parties engaged by us to store and process your personal data on the servers in the USA and elsewhere in the world, where its respective facilities or its service providers are located. We or such third parties may be located in countries where the laws on processing personal data may be less strict than in your country. We ensure that your personal data will be stored or processed only within countries that provides an adequate protection of the rights of subject of personal data.
- 7.6. While we cannot guarantee that loss, misuse or alteration to data will not occur, we make every effort to prevent such occurrences.
- 7.7. Any other particularly sensitive information (such as credit card numbers collected for commercial transactions) is encrypted prior to transmission to us by user.
- 7.8. The data is kept for the time necessary to provide the services requested by the user, or stated by the purposes outlined in this document, and the user can always request us to suspend or remove the data.
- 7.9. Users are entitled, at any time, to know whether their personal data has been stored and can consult with us to learn about their contents, origin and other information regarding its processing.

8. YOUR RIGHTS

- 8.1. You have the right to obtain confirmation as to whether or not your personal data is being processed, and, where that is the case, access to the personal data and the following information:
- (a) the purposes of the personal data processing;
 - (b) the categories of personal data concerned;
 - (c) the recipients or categories of recipients to whom the personal data have been or will be disclosed, in particular recipients in third countries or international organizations;
 - (d) where possible, the envisaged period for which the personal data will be stored, or, if not possible, the criteria used to determine that period;
 - (e) the existence of the right to request from us rectification or erasure of personal data or restriction of personal data processing concerning the data subject or to object to such processing;
 - (f) the right to lodge a complaint with a supervisory authority;
 - (g) where the personal data are not collected from the data subject, any available information as to their source;
 - (h) the existence of automated decision-making.
- 8.2. You have the right to obtain the rectification of your inaccurate personal data.



- 8.3. You have the right to object at any time to processing your personal data when such processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority and for the purposes of legitimate interest pursued by us or a third party, except where such interests are overridden by such your interests or fundamental rights and freedoms which require protection of personal data.
- 8.4. You have the right to erase and to restrict the processing any of your personal data in instances envisaged in accordance with the applicable law.
- 8.5. Where personal data are processed for direct marketing purposes, you have the right to object at any time to processing your personal data for such marketing.

9. YOUR RESPONSIBILITIES

- 9.1. You are responsible for the security of the login information, such as usernames and passwords, which give you access to your private information maintained by us.
- 9.2. Make sure you keep login information in a safe place and do not share it with others.
- 9.3. Please note that key-loggers, viruses, or other surveillance devices can intercept login information on the computers from which you access the Website, so you should take precautions regarding such devices, especially from public computers.
- 9.4. Users are responsible for any third party personal data obtained, published or shared through the Website and confirm that they have the third party's consent to provide the personal data to us. Hereby you indemnify us against any losses and (or) damages which may occur in case of your default in having respective consent.
- 9.5. You should not send us and do not share any personal information related to, e.g. your racial or ethnic origin, political opinions, religion or other beliefs, health, genetic, or biometric data. If we become aware that you provided us with such personal information, we will delete it immediately. We will not accept any responsibility in part of process and protection of respective information.

10. CHILDREN'S PRIVACY

- 10.1. If you are under 18 years old, you cannot use the Website and EncryptoTel services and products.
- 10.2. We do not knowingly solicit or collect information from anyone under 18 years old.
- 10.3. If we become aware that a person under the age of 18 has provided us with personal information, we will delete it immediately. We will not accept any responsibility in part of process and protection of respective personal data.

11. CHANGES IN THE PRIVACY POLICY

- 11.1. From time to time we may make changes to this Policy. If we make changes, we will post them on the Website to notify the user thereof.
- 11.2. A user shall acknowledge and comply with all changes to the Policy when using the Website after those changes posted.
- 11.3. Further use of the Website (including by simply accessing and reviewing it) means that you accept and agree with any alterations made to this Policy.
- 11.4. You acknowledge and agree that it is your responsibility to review the Policy periodically and become aware of modifications.