Goodlawyer Website Bundle

Practice area: Privacy and Terms, Startup

What's in a Website Bundle?

The Website Bundle includes the two most critical legal documents required to operate a website or app — a Terms of Service agreement and a Privacy Policy.

A <u>Terms of Service</u> agreement establishes the legal relationship between your business and the people who visit your website or use your app. They can be relatively simple or extremely complex, depending on the nature of your business and the relationship with users.

<u>Privacy Policies</u> are required by law for most websites. They outline how personal data is collected, stored, and used by the website or app. Privacy Policies are becoming increasingly important as the general public becomes more conscious of their personal data, and government regulations get more strict.

What are the savings?

These two agreements are very closely related, so it's generally faster for lawyers to draft them together than to draft them separately. Instead of paying \$780 for Terms of Service and \$360 for Privacy Policies (\$1,140 total) **you can save \$160 by purchasing them together.**

Price: \$980 + Tax

- \$816 Legal fee
- \$164 Service fee
- This price is based on a basic Website Bundle and is subject to additional fees if your matters are more complex. Your lawyer will always clarify any additional costs for your approval

Included

- · Project kick-off call to gather information, advise you, and answer questions
- Your website and/or app's customized Terms of Service and Privacy Policy
- · One round of minor revisions

Not Included

- Completing legal research or providing a formal written legal opinion
- Additional work or questions following the completion of the Terms of Service and/or Privacy Policy
- Revisions to either document if you make any changes to your website or app

What is the process?

- 1. Book a call. Pick a time for your project kick-off call with a good lawyer.
- 2. Design your agreements. Your lawyer will help you understand exactly what you need.
- **3. Receive your agreements.** Receive digital copies of your new Terms of Service and Privacy Policies, ready to add to your website or app.

Why buy a Website Bundle?

Establish rules and rights. This is where you state your rules for using the website and the actions you can take against users that break those rules, like terminating their accounts. An example could be removing a user that posts abusive or defamatory comments.

Limit your liability. You can limit the damages if a visitor ever sues you for having inaccurate information on your site or app. Set maximum amounts for payouts and exclude specific types of damages that pertain to your business.

Set the governing law. Clearly state which jurisdiction governs your business. This also establishes which laws your website or app is following and which courts will govern legal proceedings.

Avoid costly disputes. Keep any potential issues out of the courts by including arbitration provisions. You can reduce the costs of disputes and minimize negative exposure to your business.

Frequently Asked Questions

Are Terms of Service required by law?

Terms of Service aren't required by law, but that doesn't mean that you don't need them. If you are ever sued by a user of your site or app, you would point to your Terms to protect yourself. Without proper Terms, there is no way to prove the agreement between users and your business. It's your word against theirs.

Can I just use agreements I find online?

Online businesses usually have their own complexities and nuances that can't be captured in a standard or automated template, or by copying another site's agreements. The only way to ensure you and your business are completely protected is to have Terms that are custom tailored to your website and/or app by an experienced lawyer who knows what to look for.

Are Terms of Service legally binding?

Yes. Generally, agreement to the Terms is established in the form of a browse-wrap agreement wherein the user, by using the site or app automatically agrees to the terms, or a click-wrap agreement when the visitor signs up for an account. Terms of Service might become void however if the visitor or user is unknowingly forced to agree, if the terms of the agreement are unclear, or if the terms in the agreement are not legally valid. It's important to get your Terms of Service drafted by a professional who can ensure your Terms are rock solid.

Where should I put my Terms of Service and Privacy Policy on my website/app?

While there are no exact requirements on where your Terms of Service or Privacy Policy need to be on your website or app, there is a legal requirement that it not be hidden and be easy to access for all visitors and users. Most websites will link to their terms and policies in the footer. Most apps will either include it in a settings or about menu, the app listing on the app store, or on the app's accompanying website.

How do Terms of Service relate to the Privacy Policy?

Privacy Policies and Terms of Service documents are closely related as they both govern the relationship between your business' online presence and your customers' online visits. It is extremely common to get both documents drafted at the same time for increased efficiency and minimized costs.

As a Canadian business, do I need to comply with GDPR, CCPA, and other international data regulations?

Although your business is exclusively in Canada, all it takes for you to be in breach of GDPR or CCPA is having a resident of the European Union or California submit personal information on your website or app. Something as simple as signing up for your newsletter and giving you their email address mandates that you must adhere to GDPR or CCPA. A good lawyer will be able to identify if you need to have GDPR and CCPA compliance in your Privacy Policy.

What is "personal information"?

"Personal Information" constitutes any information that can identify an individual. That can include anything as simple as contact information on a popup form, to something as complex as the information collected and saved through cookies as part of online tracking and targeting for personalized advertising.

Will I be able to communicate with my lawyer after the kickoff call?

Yes, absolutely. You can use the Goodlawyer platform to send messages and files. If substantially more communication is needed, your lawyer may request another call.

Do I need a lawyer in my province?

Generally, no, you don't need a local lawyer to file a Copyright Registration. Copyrights are protected at the federal level and there are no significant differences between the provinces. Most of Canada's intellectual property lawyers are based in Toronto, so you will most likely be matched with lawyers based in Toronto.

All our questions were answered and it gave us an excellent level of comfort in an area in which we have no experience.

5-star Google review — Brigitte, October 2020

Book your Website Bundle