

PRIVACY POLICY

Last updated: 07/23/2021

1. Introduction

Welcome to **Esupl Technologies Inc.** (“**Company**”, “**we**”, “**our**”, “**us**”)! **Company** operates mobile application **Esupl POS** which can be downloaded at Google Play and AppStore (hereinafter referred to as “**Service**”).

Our Privacy Policy governs your usage of **Esupl POS** app, and explains how we collect, safeguard and disclose information that results from your use of our **Service**.

We use your data to provide and improve our **Service**. By using **Service**, you agree to the collection and use of information in accordance with this Privacy Policy.

2. Definitions

Personal data - all information about a natural person identified or identifiable through one or more specific factors determining physical, physiological, genetic, psychological, economic, cultural or social identity, including IP device, location data, Internet identifier and information collected through cookies and other similar technology.

Data Controller - means a natural or legal person who (either alone or jointly or in common with other persons) determines the purposes for which and the manner in which any personal data are, or are to be, processed. **Company** has granted the exclusive license to provide services on the territory of Poland to **Veggie Sp. z o.o.**, a Polish private limited company with its registered office in Warsaw (00-143) Orla street 11/56, and on the territory of Belarus to **EsuplTechnologies LLC**, a Belarusian private company with a legal address in Minsk at st. Timiryazev, 65B, pom. 109, office 3. (each separately “**Licensee**” and hereinafter collectively referred to as the “**Licensees**”). Thus, if you live on the territory of Poland, **Veggie Sp. z o.o.** is Data Controller of your Personal data, if you live on the territory of Belarus, then **EsuplTechnologies LLC** is Data Controller of your Personal data, in any other cases the **Company** is Data Controller of your Personal data.

Policy - this Privacy Policy.

GDPR - Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of individuals with regard to the processing of Personal data and on the free movement of such data and repealing Directive 95/46/WE.

Service - a website run by **Company** at the address www.esupl.com.

User - any natural person, legal entity or organizational unit that is not a legal person whose legal capacity is granted by law to visit **Service** or use one or more of the services or functionalities described in **Policy**.

3. Data processing

In connection with the use of Service by User, Data Controller collects data to the extent necessary to provide particular offered services, as well as information about the User's activity on Service. Below are described detailed rules and objectives of Personal data processing collected during the use of Service by User. In connection with the use of the chat function to communicate with other users of Service or with Data Controller, we collect the content of messages and information that are transmitted through this functionality.

In the case of telephone or e-mail contact, we collect all information that is transmitted during a conversation or correspondence with our employees or representatives. Please be advised that in the case of telephone contacts, all calls are recorded. If you object to the recording of telephone conversations, the conversation will not be continued and you may use other available forms of communication.

4. Purposes and legal grounds for the processing of data

The User's activity on Service, including his/her Personal data, is recorded in system logs (a special computer program used to store chronological records containing information on events and activities concerning the IT system used to provide services by Data Controller). The information collected in the logs is processed in connection with the provision of services. Data Controller processes them also for technical purposes, in particular, data may be temporarily stored and processed to ensure security and proper functioning of IT systems, e.g. in connection with making backup copies, tests of changes in IT systems, detection of irregularities or protection against fraud and attacks. Personal data of all persons using Service (including IP address or other identifiers and information collected through cookies or other similar technologies) are processed by Data Controller:

- (a) In order to provide services by electronic means in the scope of making available to Users the content collected on Service, making available offers of other sellers within the Marketplace, making contact forms available. The legal basis for the processing is the necessity of processing to perform Agreement (art. 6 par. 1 lit. b GDPR);
- (b) In order to handle a complaint. The legal basis for the processing is the necessity of processing to perform Agreement (art. 6 par. 1 lit. b GDPR);
- (c) For analytical and statistical purposes. The legal basis for the processing is the legitimate Data Controller's interest to conduct analyses of Users' activity as well as their preferences in order to improve the applied functionalities and provided services (art. 6 par. 1 lit. f GDPR);
- (d) In order to possibly establish and assert claims or defend against them. The legal basis for the processing is the legitimate Data Controller's interest in the protection of his rights (art. 6 par. 1 lit. f GDPR);
- (e) For marketing purposes. The principles of Personal data processing for marketing purposes are described below, under section "Marketing";
- (f) In order to execute a submitted order. The legal basis for the processing is the necessity of processing to perform Agreement (art. 6 par.1 lit. b GDPR); with respect to the data provided optionally, the legal basis for processing is consent (art. 6 par.1 lit. a GDPR);
- (g) In order to fulfill the legal obligations, resulting in particular from tax and accounting regulations. The legal basis for the processing is a legal obligation (art. 6 par.1 lit. c GDPR);
- (h) In order to identify the sender and handle his inquiry sent through the provided form. The legal basis for the processing is the necessity of processing to perform Agreement (art. 6 par.1 lit. b GDPR).

While using our Service we may ask you to provide us with certain personally identifiable data necessary to create and maintain an account. In order to facilitate the service, User may provide additional data, thereby consenting to its processing. Such data can be deleted at any time. Providing data marked as mandatory is required in order to create and maintain an account and failure to provide such data results in the inability to create an account. Providing other data is voluntary.

Personally identifiable data may include, but is not limited to: email address, first name and last name, phone number, address, state, province, ZIP/postal code, city, cookies and usage data. We may use your Personal data to contact you with newsletters, marketing or promotional materials and other information that may be of interest to you. You may opt out of receiving any, or all, of these communications from us by following the unsubscribe link.

If User places any Personal data of other persons in Service (including their name, surname, address, telephone or e-mail address), he/she may do so only in the case that the provisions of applicable law and personal rights of such persons are not violated.

Placing an order through Service is connected with the processing of User's Personal data. The data marked as mandatory is required to accept and handle an order. Providing other data is optional.

Data Controller ensures the possibility to handle inquiries from User using electronic contact forms. The use of forms requires the provision of Personal data necessary to contact User and answer to an inquiry. The data marked as obligatory is required in order to accept and handle an inquiry and failure to provide data leads to the inability to provide the service. Providing other data is voluntary.

5. Marketing

Data Controller processes Users' Personal data in order to carry out marketing activities, which can rely on:

- (a) Displaying marketing content that is not adjusted to the User's preferences (contextual advertising). The legal basis for the processing is the legitimate Data Controller's interest to conduct marketing activity (art. 6 par. 1 lit. f GDPR).
- (b) Displaying marketing content corresponding to the User's preferences (behavioral advertising). Company uses remarketing services to advertise on third party websites to you after you visited our Service. We and our third-party vendors use cookies and other similar technologies to inform, optimize and serve ads based on your past visits to our Service. The legal basis for the processing is the legitimate Data Controller's interest to conduct marketing activity (art. 6 par. 1 lit. f GDPR) and only when User has consented to the use of cookies. Consent to the use of cookies can be expressed through the appropriate configuration of a browser and can also be withdrawn at any time, in particular by clearing the history of cookies and disabling cookies in the browser settings.
- (c) Sending email or SMS notifications about interesting offers or content that in some cases contains commercial information. The legal basis for the processing is the legitimate Data Controller's interest in sending marketing information (art. 6 par. 1 lit.

f GDPR) within the limits of a consent granted by User (direct marketing). User has the right to object to the processing of data for the purposes of direct marketing, including profiling.

- (d) Other direct marketing of goods and services (sending commercial communications by electronic means and telemarketing activities).

In order to carry out marketing activities Data Controller in some cases uses profiling. This means that thanks to automatic data processing, Data Controller evaluates selected factors concerning individuals in order to analyze their behavior or to create a forecast for the future.

6. Community portals

Data Controller processes Personal data of Users visiting the Data Controller's profiles in social media (Facebook, YouTube, Instagram, Twitter, vk.com and others). This data is processed to inform Users about Data Controller's activity and promoting various types of events, services and products, as well as in order to communicate with users through the functionalities available in social media. The legal basis for the processing is the legitimate Data Controller's interest (art. 6 par. 1 lit. f GDPR) to promote its own brand and building and maintaining a brand community.

7. Cookies and similar technologies

We use cookies and similar tracking technologies to track the activity on our Service and we hold certain information.

Cookies are files with a small amount of data which may include an anonymous unique identifier. Cookies are sent to your browser from a website and stored on your device. Other tracking technologies are also used such as beacons, tags and scripts to collect and track information and to improve and analyze our Service.

You can instruct your browser to refuse all cookies or to indicate when a cookie is being sent. However, if you do not accept cookies, you may not be able to use some parts of our Service.

Cookies we use:

- (a) **Session Cookies:** we use Session Cookies to operate our Service.
- (b) **Authentication Cookies:** we use for services requiring authentication for the duration of a session.
- (c) **Security Cookies:** we use Security Cookies for security purposes.
- (d) **Multimedia player session Cookies** (e.g. flash player cookies): we use to detect the duration of a session.
- (e) **User interface customization cookies:** we use to personalize User interface for the duration of a session or slightly longer.
- (f) **Advertising Cookies:** Advertising Cookies are used to serve User with advertisements that may be relevant to User and User's interests.

The use of cookies and Personal data collected through them for marketing purposes, in particular to promote third party services and goods, requires the User's consent. This consent can be expressed through the appropriate configuration of a browser, and can also be withdrawn at any time, in particular by clearing the history of cookies and disabling cookies in the settings of a browser.

8. Period of Personal data processing

We will retain your Personal data only for as long as is necessary for the purposes set out in this Privacy Policy until the withdrawal of the given consent or an effective objection to the data processing is made. We will retain and use your Personal data to the extent necessary to comply with our legal obligations (for example, if we are required to retain your data to comply with applicable laws), resolve disputes, and enforce our legal agreements and policies.

The period of data processing may be extended if the processing is necessary to establish and assert possible claims or defend against them, and after that time only if and to the extent required by law. After the expiry of the processing period, the data shall be irretrievably deleted or made anonymous.

9. User rights

If you are a resident of the European Union (EU) and European Economic Area (EEA), you have certain data protection rights, covered by GDPR – see more at <https://eur-lex.europa.eu/eli/reg/2016/679/oj>.

User shall have the following data protection rights:

- (a) The right to access, update or to delete the information we have on you. Data Controller shall provide the person making such a request with information on Personal data processing, including in particular the purposes and legal grounds for the processing, scope of the data held, entities to which Personal data are disclosed and planned date of the data deletion.
- (b) The right to data portability. You have the right to be provided with a copy of your Personal data in a structured, machine-readable and commonly used format.
- (c) The right of rectification. You have the right to have your information rectified if that information is inaccurate or incomplete.
- (d) The right of restriction. You have the right to request that we restrict the processing of your personal information.
- (e) The right to object. You have the right to object to our processing of your Personal data.
- (f) The right to withdraw consent. You also have the right to withdraw your consent at any time where we rely on your consent to process your personal information.
- (g) The right to complain to a Data Protection Authority about our collection and use of your Personal data. For more information, please contact the President of your local Office for Personal data Protection.

We aim to take reasonable steps to allow you to correct, amend, delete, or limit the use of your Personal data.

If you wish to be informed what Personal data we hold about you and if you want it to be removed from our systems, please email us at contacts@esupl.com.

An application should indicate precisely as far as possible:

- (a) What right does an applicant wish to exercise (e.g. the right to obtain a copy of the data, the right to erase the data, etc.)?
- (b) Which processing activities does a request concern (e.g. use of a specific service, activity on a specific website, receiving a newsletter containing commercial information to a specific e-mail address, etc.)?

(c) Which processing purposes does a request concern (e.g. marketing purposes, analytical purposes, etc.)?

If Data Controller is not able to determine the content of a request or identify a person submitting an application based on an application, Data Controller will ask an applicant for additional information.

A reply to a request will be given within one month of its receipt and to the e-mail address from which an application was sent. If it is necessary to extend this deadline, Data Controller will inform an applicant about reasons for such extension.

10. Data recipients

We may employ third party companies and individuals to facilitate our Service (“**Service Providers**”), provide Service on our behalf, perform Service-related services or assist us in analyzing how our Service is used, provide accounting, legal, auditing, consulting services. We can disclose User’s Personal data to the companies related to Data Controller, including companies from its capital group and business partners. Service Providers may be located either within or outside the EEA.

If User's consent is obtained, his/her data may also be made available to other entities for their own purposes, including marketing purposes.

If we or our subsidiaries are involved in a merger, acquisition or asset sale, your Personal data may be transferred.

Data Controller reserves the right to disclose User's Personal data to competent authorities or third parties, who submit a request for such information in accordance with the provisions of the applicable law.

11. Children’s Privacy

Our Service does not address anyone under the age of 18 (“**Children**”).

We do not knowingly collect personally identifiable information from anyone under the age of 18. If you are a parent or guardian and you are aware that your Child has provided us with Personal data, please contact us. If we become aware that we have collected Personal data from children without verification of parental consent, we take steps to remove that information from our servers.

12. Your Data Protection Rights under the California Privacy Protection Act (CalOPPA)

CalOPPA is the first state law in the nation to require commercial websites and online services to post a privacy policy. The law’s reach stretches well beyond California to require a person or company in the United States (and conceivably the world) that operates websites collecting personally identifiable information from California consumers to post a conspicuous privacy policy on its website stating exactly the information being collected and those individuals with whom it is being shared, and to comply with this policy – see more at <https://consumercal.org/about-cfc/cfc-education-foundation/california-online-privacy-protection-act-caloppa-3/>

According to CalOPPA we agree to the following:

(a) Users can visit our site anonymously;

- (b) Our Privacy Policy link includes the word “Privacy”, and can easily be found on the page specified above on the home page of our website;
- (c) Users will be notified of any privacy policy changes on our Privacy Policy Page;
- (d) Users are able to change their personal information by emailing us at contacts@esupl.com.

Our Policy on “Do Not Track” Signals:

We honor Do Not Track signals and do not track, plant cookies, or use advertising when a Do Not Track browser mechanism is in place. Do Not Track is a preference you can set in your web browser to inform websites that you do not want to be tracked.

You can enable or disable Do Not Track by visiting the Preferences or Settings page of your web browser.

13. Transfer of data outside the EEA

The level of protection of Personal data outside the European Economic Area (EEA) differs from that provided by European law. We may share your data with other Data Controller's partner companies, including companies located outside the EEA, which help us to provide services related to our business. These services are designed to improve products, support customers and create fraud detection mechanisms. Any sharing of Personal data with companies located outside the European Economic Area is subject to appropriate safeguards and appropriate technical and organizational measures to ensure the security of your data.

14. Security of Personal data

The security of your data is important to us but remember that no method of transmission over the Internet or method of electronic storage is 100% secure. While we strive to use commercially acceptable means to protect your Personal data, we cannot guarantee its absolute security.

Data Controller ensures first of all that only authorized persons have access to Personal data and only to the extent necessary due to the tasks performed by them. Data Controller shall ensure that all operations on Personal data are registered and performed only by authorized employees and co-workers.

You can obtain a copy of the relevant security measures by contacting us on contacts@esupl.com.

Our Service may contain links to other sites that are not operated by us. If you click a third party link, you will be redirected to that third party's site. We strongly advise you to review the Privacy Policy of every site you visit.

15. Contact details

If you have any questions about this Privacy Policy, please contact us:

- by email: contacts@esupl.com.
- by visiting this page on our website: www.esupl.com.

You have the right to lodge a complaint with the supervisory authority (President of the Office for Personal data Protection) regarding the processing of your Personal data.

16. Final decisions

We may update our Privacy Policy from time to time. We will notify you of any changes by posting the new Privacy Policy on this page.

We will let you know via email and/or a prominent notice on our Service, prior to the change becoming effective and update “Last updated” at the top of this Privacy Policy.

You are advised to review this Privacy Policy periodically for any changes. Changes to this Privacy Policy are effective when they are posted on this page.